

EXHIBIT 37

Filed Under Seal

DEPARTMENT OF CORRECTION
CITY OF NEW YORK

UOF PACKAGE

UOF ID Number 1156/23
Incident Facility: BKCTS

CONFIDENTIAL

Incident

UOF ID Number: 1156/23
Primary Incident Type: Use of Force
Primary Incident Status: Actual
Primary UOF Type: Control holds/takedown techniques

Reason For UOF: Refuse Direct Orders
Occurred Time: Mar 3 2023 10:40AM
Reported Time: Mar 3 2023 11:34AM
Reported By: CAPTAIN [REDACTED]
Reported To: PS [REDACTED]
Incident Facility: BKCTS
Anticipated UOF (Call In): No
Description of Incident:

AT 1134 HOURS, THE BROOKLYN DETENTION COMPLEX COURT DIVISION REPORTED, AT 1040 HOURS, IN THE BROOKLYN SUPREME COURT- 3RD FLOOR AREA, DURING COURT PRODUCTION, OFFICER [REDACTED] GAVE INMATE [REDACTED] ORDERS TO STEP IN THE SEARCH PEN AND HE REFUSED TO COMPLY. CAPTAIN [REDACTED] UTILIZED IPC SKILLS AND THE INMATE COMPLIED. OFFICER [REDACTED] REACHED TO REMOVE THE INMATE LEG IRONS (RESTRAINTS) AND HE BECAME VERBALLY AGGRESSIVE AND ADVANCED TO EXIT THE SERACH PEN UNAUTHORIZED. OFFICERS [REDACTED], [REDACTED], [REDACTED] AND [REDACTED] UTILIZED UPPER BODY CONTROL HOLDS TAKING THE INMATE DOWN TO THE FLOOR, TERMINATING THE INCIDENT. STAFF AND INMATE INJURIES ARE PENDING. THIS INCIDENT IS CLASSIFIED AS A "P" USE OF FORCE. VIDEO SURVEILLANCE: YES/CHEMICAL AGENT (OC) UTILIZED: NO. UPDATE: ON 03/07/23, THE FACILITY REPORTED NO STAFF OR INMATE INJURIES. THIS INCIDENT IS RECLASSIFIED AS A "C" USE OF FORCE.

Edited Description of Incident: AT 1134 HOURS, THE BROOKLYN DETENTION COMPLEX COURT DIVISION REPORTED, AT 1040 HOURS, IN THE BROOKLYN SUPREME COURT- 3RD FLOOR AREA, DURING COURT PRODUCTION, OFFICER [REDACTED] GAVE INMATE [REDACTED]

[REDACTED] ORDERS TO STEP IN THE SEARCH PEN AND HE REFUSED TO COMPLY. AS RESULT, A USE OF FORCE OCCURRED WITH THE BELOW LISTED STAFF. THIS USE OF FORCE INCIDENT IS CLASSIFIED AS A "P" USE OF FORCE. VIDEO SURVEILLANCE: YES/CHEMICAL AGENT (OC) UTILIZED: NO. UPDATE: ON 03/07/23, BASED ON MEDICAL, THIS INCIDENT IS RECLASSIFIED AS A "C" USE OF FORCE.



Restraints:

No

Video Captured:

Yes

Incident Source:

IRS

Status:

Closed

Assigned Tour Commander Name:

[REDACTED]

Assigned Captain Name:

[REDACTED]

Assigned DDI Name:

[REDACTED]

Assigned ID Supervisor Name:

[REDACTED]

Assigned ID Investigator Name:

[REDACTED]

Created By:

IRS Interface

Created Date:

Mar 3 2023 2:45PM

Updated By:

[REDACTED]

Updated Date:

Apr 28 2023 5:18PM

Preventative Action:

GAVE ORDERS

Injury Class:

C

DOC Age Categorization:

Young Adult

Nunez Age Categorization:

18 Year Old

Location Description:

BROOKLYN SUPREME COURT, 3RD FLOOR AREA

Staff Participants:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

Inmate Participants:

- [REDACTED]

Incident - Activity

Access Level:

ID

UOF ID Number: 1156/23

Activity Type: Other
Other Activity Type: case
Activity Date: Mar 06 2023
Notes: Received case.
Created By: [REDACTED]

Created Date: Mar 8 2023 12:11PM
Updated Date: [REDACTED]
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Other
Other Activity Type: case
Activity Date: Mar 08 2023
Notes: Spoke to Captain [REDACTED] at the video monitoring team regarding camera angels. Captain stated there is no Genetec in Brooklyn Supreme court and advised to call the Brooklyn court.
Created By: [REDACTED]
Created Date: Mar 8 2023 1:42PM
Updated Date: [REDACTED]
Creator ID: 11442

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Apr 10 2023
Notes: Writer assigned case on this date. Writer began review of case file.
Created By: [REDACTED]
Created Date: Apr 10 2023 10:50AM
Updated Date: [REDACTED]
Creator ID: [REDACTED]

Incident - Video/Audio Captured

Access Level: ID

UOF ID Number: 1156/23

Media Type: Video**Video/Audio Type:** Body Camera**Video Link:****Video/Audio Start Date and Time:****Video/Audio End Date and Time:****Created By:****Created Date:** Apr 25 2023 10:19AM**Updated Date:****Incident - Video/Audio Captured****Access Level:** ID**Media Type:** Video**Video/Audio Type:** Body Camera**Video Link:****Video/Audio Start Date and Time:****Video/Audio End Date and Time:****Created By:****Created Date:** Apr 25 2023 10:20AM**Updated Date:****Incident - Video/Audio Captured****Access Level:** ID**Media Type:** Video**Video/Audio Type:** Stationary**Video Link:****Location:** RNDC Search Room**Video/Audio Start Date and Time:****Video/Audio End Date and Time:****Created By:**

UOF ID Number: 1156/23

Created Date:

Apr 25 2023 10:21AM

Updated Date:**Incident - Video/Audio Captured****Access Level:**

ID

Media Type:

Video

Video/Audio Type:

Stationary

Video Link:**Video/Audio Start Date and Time:****Video/Audio End Date and Time:****Created By:****Created Date:**

Apr 25 2023 10:22AM

Updated Date:**Incident - Incident Event Log****Access Level:**

ID

Action:

Complete Preliminary Review - Assign to Facility

To Status:

Preliminary Review - Assign to Facility Supervisor Approval

Reason Not Approved:**Created By:****Created Date:**

Apr 3 2023 12:43PM

Incident - Incident Event Log**Access Level:**

ID

Action:

Return - Assign to Facility (to ID Investigator)

To Status:

Preliminary Review - Pending Investigator Review

Reason Not Approved:a s
requested**Created By:****Created Date:**

Apr 3 2023 12:51PM

Incident - Incident Event Log**Access Level:**

ID

Action:

Complete Preliminary Review - Assign to Facility

To Status:

Preliminary Review - Assign to Facility Supervisor

Approval

Reason Not Approved:**Created By:****Created Date:**

Apr 3 2023 12:54PM

Incident - Incident Event Log**Access Level:**

ID

Action:

Return - Assign to Facility (to ID Investigator)

To Status:

Preliminary Review - Pending Investigator Review

Reason Not Approved:

check email.

double check you work and long as the entry in the video section is good, resubmit.

Created By:**Created Date:**

Apr 5 2023 9:36AM

Incident - Incident Event Log**Access Level:**

ID

Action:

Complete Preliminary Review - PIC

To Status:Preliminary Review - Presumption Investigation Complete
Pending Supervisor Approval**Reason Not Approved:****Created By:**

Apr 5 2023 11:34AM

Incident - Incident Event Log**Access Level:**

ID

Action:

Approve Preliminary Review - PIC (send to DDI)

To Status:Preliminary Review - Presumption Investigation Complete
Pending DDI Approval**Reason Not Approved:****Created By:****Created Date:**

Apr 6 2023 9:36AM

Incident - Incident Event Log**Access Level:**

ID

Action:

Approve Preliminary Review (initiate ID Investigation)

UOF ID Number: 1156/23

To Status: ID Investigation - Pending Investigation**Reason Not Approved:****Created By:** [REDACTED]**Created Date:** Apr 7 2023 8:08PM**Incident - Incident Event Log****Access Level:** ID**Action:** Complete ID Investigation - Send to Supervisor**To Status:** ID Investigation - Pending Supervisor Review & Approval**Reason Not Approved:****Created By:** [REDACTED]**Created Date:** Apr 25 2023 10:48AM**Incident - Incident Event Log****Access Level:** ID**Action:** Approve ID Investigation (send to DDI)**To Status:** ID Investigation - Pending DDI Approval**Reason Not Approved:****Created By:** [REDACTED]**Created Date:** Apr 27 2023 9:57PM**Incident - Incident Event Log****Access Level:** ID**Action:** Return - ID Investigation (to Supervisor)**To Status:** ID Investigation - Pending Supervisor Review & Approval**Reason Not Approved:****Created By:** [REDACTED]**Created Date:** Apr 27 2023 10:08PM**Incident - Incident Event Log****Access Level:** ID**Action:** Approve ID Investigation (send to DDI)**To Status:** ID Investigation - Pending DDI Approval**Reason Not Approved:****Created By:** [REDACTED]**Created Date:**

Apr 27 2023 10:11PM

Incident - Incident Event Log

Access Level:

ID

Action:

Approve ID Investigation (send to Deputy Commissioner, Investigation and Trials)

To Status:

ID Investigation - Pending Deputy Commissioner, Investigation and Trials approval

Reason Not Approved:

Created By:

Apr 27 2023 10:16PM

Incident - Incident Event Log

Access Level:

ID

Action:

Return - ID Investigation (to DDI)

To Status:

ID Investigation - Pending DDI Approval

Reason Not Approved:

As requested

Created By:

Apr 28 2023 7:47AM

Incident - Incident Event Log

Access Level:

ID

Action:

Return - ID Investigation (to Supervisor)

To Status:

ID Investigation - Pending Supervisor Review & Approval

Reason Not Approved:

typo

Created By:

Apr 28 2023 7:49AM

Incident - Incident Event Log

Access Level:

ID

Action:

Approve ID Investigation (send to DDI)

To Status:

ID Investigation - Pending DDI Approval

Reason Not Approved:

Created By:

Apr 28 2023 7:54AM

UOF ID Number: 1156/23

Incident - Incident Event Log

Access Level:

ID

Action:

Approve ID Investigation (send to Deputy Commissioner, Investigation and Trials)

To Status:

ID Investigation - Pending Deputy Commissioner, Investigation and Trials approval

Reason Not Approved:

Created By:

[REDACTED]

Created Date:

Apr 28 2023 7:55AM



Incident - Incident Event Log

Access Level:

ID

Action:

Return - ID Investigation (to DDI)

To Status:

ID Investigation - Pending DDI Approval

Reason Not Approved:

Please review Analysis section. The wrong number was identified for the officer's body camera. Please correct and update the section with relevant video information.

Created By:

[REDACTED]

Created Date:

Apr 28 2023 12:59PM

Incident - Incident Event Log

Access Level:

ID

Action:

Return - ID Investigation (to Supervisor)

To Status:

ID Investigation - Pending Supervisor Review & Approval

Reason Not Approved:

see comments

Created By:

[REDACTED]

Created Date:

Apr 28 2023 5:19PM

Incident - Incident Event Log

Access Level:

ID

Action:

Approve ID Investigation (send to DDI)

To Status:

ID Investigation - Pending DDI Approval

Reason Not Approved:

Created By:

[REDACTED]

Created Date:

Apr 28 2023 5:34PM

Incident - Incident Event Log

UOF ID Number: 1156/23

Access Level:

ID

Action:

Approve ID Investigation (send to Deputy Commissioner, Investigation and Trials)

To Status:

ID Investigation - Pending Deputy Commissioner, Investigation and Trials approval

Reason Not Approved:**Created By:****Created Date:**

Apr 28 2023 5:41PM

Incident - Incident Event Log**Action:**

Approve ID Investigation (Deputy Commissioner, Investigation and Trials)

Reason Not Approved:**Created By:****Created Date:****Incident - Participant****Access Level:**

IRS Interface

Person Type:

Staff

Shield #:**Employee #:****Book & Case #:****NYSID:****Last Name:****First Name:****Assigned Facility:**

BROOKLYN DETENTION COMPLEX

Title Effective Date:**Date of Hire:****Date of Birth:****Date of Admission:****Length of Stay:****Age:****Classification Score:****Disassociation Reason:****Created By:**

IRS Interface

Created Date:

Mar 3 2023 2:45PM

Updated By:

IRS Interface

UOF ID Number: 1156/23

Updated Date: Mar 7 2023 10:35AM**Visitor Number:****Title:** Correction Officer**Arrest No:****Indictment Docket No:****Referred to Hospital:** No**Admitted to Hospital:** No**Prescribed Medication:** No**Participant Role:** PARTICIPANT**Arrest Charge:****Arrest Date:****Court Date:****Arrest Disposition:****Notice Served:****Other Gender:****Other Race:****Other Mental Observation Facility:****Middle Name:****Incident - Participant****Access Level:** IRS Interface**Person Type:** Staff**Shield #:** [REDACTED]**Employee #:** [REDACTED]**Book & Case #:****NYSID:****Last Name:** [REDACTED]**First Name:** [REDACTED]**Assigned Facility:** BROOKLYN DETENTION COMPLEX**Title Effective Date:** [REDACTED]**Date of Hire:** [REDACTED]**Date of Birth:** [REDACTED]**Date of Admission:****Length of Stay:****Age:****Classification Score:****Disassociation Reason:**

UOF ID Number: 1156/23

Created By: IRS Interface
Created Date: Mar 3 2023 2:45PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Visitor Number: 
Title: Correction Officer
Arrest No:
Indictment Docket No:
Referred to Hospital: No
Admitted to Hospital: No
Prescribed Medication: No
Participant Role: PARTICIPANT
Arrest Charge:
Arrest Date:
Court Date:
Arrest Disposition:
Notice Served:
Other Gender:
Other Race:
Other Mental Observation Facility:
Middle Name:

Incident - Participant

Access Level: IRS Interface
Person Type: Staff
Shield #: 
Employee #: 
Book & Case #:
NYSID:
Last Name: 
First Name: 
Assigned Facility: TRANSPORTATION DIVISION
Title Effective Date: 
Date of Hire: 
Date of Birth: 
Date of Admission:

UOF ID Number: 1156/23

Length of Stay:**Age:****Classification Score:****Disassociation Reason:****Created By:**

IRS Interface

Created Date:

Mar 3 2023 2:45PM

Updated By:

IRS Interface

Updated Date:

Mar 7 2023 10:35AM

Visitor Number:**Title:**

Correction Officer

Arrest No:**Indictment Docket No:****Referred to Hospital:**

No

Admitted to Hospital:

No

Prescribed Medication:

No

Participant Role:

PARTICIPANT

Arrest Charge:**Arrest Date:****Court Date:****Arrest Disposition:****Notice Served:****Other Gender:****Other Race:****Other Mental Observation Facility:****Middle Name:****Incident - Participant****Access Level:** IRS Interface**Person Type:** Staff**Shield #:** [REDACTED]**Employee #:** [REDACTED]**Book & Case #:****NYSID:****Last Name:** [REDACTED]**First Name:** [REDACTED]**Assigned Facility:** BROOKLYN DETENTION COMPLEX**Title Effective Date:** [REDACTED]

UOF ID Number: 1156/23

Date of Hire:

[REDACTED]

Date of Birth:

[REDACTED]

Date of Admission:**Length of Stay:****Age:****Classification Score:****Disassociation Reason:****Created By:**

IRS Interface

Created Date:

Mar 3 2023 2:45PM

Updated By:

IRS Interface

Updated Date:

Mar 7 2023 10:35AM

Visitor Number:**Title:**

Captain

Arrest No:**Indictment Docket No:****Referred to Hospital:**

No

Admitted to Hospital:

No

Prescribed Medication:

No

Participant Role:

PARTICIPANT

Arrest Charge:**Arrest Date:****Court Date:****Arrest Disposition:****Notice Served:****Other Gender:****Other Race:****Other Mental Observation Facility:****Middle Name:****Incident - Participant****Access Level:**

IRS Interface

Person Type:

Inmate

Shield #:**Employee #:****Book & Case #:**

[REDACTED]

NYSID:

[REDACTED]

Last Name:

[REDACTED]



UOF ID Number: 1156/23

First Name: [REDACTED]**Title Effective Date:** [REDACTED]**Date of Hire:** [REDACTED]**Date of Birth:** [REDACTED]**Date of Admission:** [REDACTED]**Length of Stay:** [REDACTED]**Age:** [REDACTED]**Gender:** Male**Race:** Black or African American**Classification Score:** [REDACTED]**SRG:** [REDACTED]**Was Inmate in Restraints Prior to UOF?:** No**Disassociation Reason:****Created By:** IRS Interface**Created Date:** Mar 3 2023 2:45PM**Updated By:** IRS Interface**Updated Date:** Mar 7 2023 10:35AM**Visitor Number:****ICR:** No**Parole Violator:** No**Red ID:** No**Inmate Facility:** Robert N. Davoren Center**Arrest No:****Indictment Docket No:****Adolescent:** No**Referred to Hospital:** No**Admitted to Hospital:** No**Prescribed Medication:** No**Participant Role:** INSTIGATOR**Arrest Charge:****Arrest Date:****Court Date:****Arrest Disposition:****Notice Served:****Other Gender:****Other Race:**

UOF ID Number: 1156/23

Other Mental Observation Facility:**Middle Name:****Incident - Incident Attachment****Attachment Type:** Incident Inmate Photo Form**Attachment:** File: uof 1156-23 inmte photo.pdf**Created By:** IRS Interface**Created Date:** Mar 3 2023 2:45PM**Updated By:** [REDACTED]**Updated Date:** Mar 3 2023 3:18PM**Photo Type:** FRONT**Access Level:** Facility**Incident - Incident Attachment****Attachment Type:** Injury to Inmate Report - pg. 1**Attachment:** File: UOF 1156-23 INJURY FRONT.pdf**Created By:** IRS Interface**Created Date:** Mar 3 2023 2:45PM**Updated By:** [REDACTED]**Updated Date:** Mar 3 2023 3:17PM**Photo Type:** FRONT**Access Level:** Facility**Incident - Incident Attachment****Attachment Type:** Injury to Inmate Report - pg. 2**Attachment:** File: uof 115623 injury back.pdf**Created By:** IRS Interface**Created Date:** Mar 3 2023 2:45PM**Updated By:** [REDACTED]**Updated Date:** Mar 7 2023 3:39PM**Photo Type:** BACK**Access Level:** Facility**Incident - Incident Attachment****Attachment Type:** Inmate Voluntary Statement Form

UOF ID Number: 1156/23

Attachment: File: uof 1156-23 inmate statement.pdf
Created By: IRS Interface
Created Date: Mar 3 2023 2:45PM
Updated By: [REDACTED]
Updated Date: Mar 3 2023 4:35PM
Access Level: Facility



Incident - Incident Attachment

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: UOF 1156-23 REPORTS.pdf
Created By: IRS Interface
Created Date: Mar 3 2023 2:45PM
Updated By: [REDACTED]
Updated Date: Mar 6 2023 9:31AM
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Tour Commander's handwritten UOF logbook entry (copy of)
Attachment: File: TOUR COMMANDER LOGBOOK.pdf
Created By: IRS Interface
Created Date: Mar 3 2023 2:45PM
Updated By: [REDACTED]
Updated Date: Mar 3 2023 3:33PM
Photo Type: FRONT
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Photos of Injured Inmates
Attachment: File: I_Inv_4675184.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:05PM
Updated By: IRS Interface

UOF ID Number: 1156/23

Updated Date: Mar 7 2023 10:35AM**Photo Type:** OTHER**Access Level:** IRS Interface**Other Attachment Type:****Document Description:****Other Photo Type:****Incident - Incident Attachment****Attachment Type:** Photos of Injured Inmates**Attachment:** File: I_Inv_4675185.jpg**Comments:****Created By:** IRS Interface**Created Date:** Mar 3 2023 3:05PM**Updated By:** IRS Interface**Updated Date:** Mar 7 2023 10:35AM**Photo Type:** OTHER**Access Level:** IRS Interface**Other Attachment Type:****Document Description:****Other Photo Type:****Incident - Incident Attachment****Attachment Type:** Photos of Injured Inmates**Attachment:** File: I_Inv_4675186.jpg**Comments:****Created By:** IRS Interface**Created Date:** Mar 3 2023 3:05PM**Updated By:** IRS Interface**Updated Date:** Mar 7 2023 10:35AM**Photo Type:** OTHER**Access Level:** IRS Interface**Other Attachment Type:****Document Description:****Other Photo Type:****Incident - Incident Attachment****Attachment Type:** Photos of Injured Inmates

UOF ID Number: 1156/23

Attachment: File: I_Inv_4675187.jpg

Comments:

Created By: IRS Interface

Created Date: Mar 3 2023 3:05PM

Updated By: IRS Interface

Updated Date: Mar 7 2023 10:35AM

Photo Type: OTHER

Access Level: IRS Interface

Other Attachment Type:

Document Description:

Other Photo Type:



Incident - Incident Attachment

Attachment Type: Photos of Injured Staff

Attachment: File: S_Inv_4675192.jpg

Comments:

Created By: IRS Interface

Created Date: Mar 3 2023 3:10PM

Updated By: IRS Interface

Updated Date: Mar 7 2023 10:35AM

Photo Type: FRONT

Access Level: IRS Interface

Other Attachment Type:

Document Description:

Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff

Attachment: File: S_Inv_4675193.jpg

Comments:

Created By: IRS Interface

Created Date: Mar 3 2023 3:10PM

Updated By: IRS Interface

Updated Date: Mar 7 2023 10:35AM

Photo Type: BACK

UOF ID Number: 1156/23

Access Level: IRS Interface**Other Attachment Type:****Document Description:****Other Photo Type:****Incident - Incident Attachment****Attachment Type:** Photos of Injured Staff**Attachment:** File: S_Inv_4675194.jpg**Comments:****Created By:** IRS Interface**Created Date:** Mar 3 2023 3:10PM**Updated By:** IRS Interface**Updated Date:** Mar 7 2023 10:35AM**Photo Type:** LEFT**Access Level:** IRS Interface**Other Attachment Type:****Document Description:****Other Photo Type:****Incident - Incident Attachment****Attachment Type:** Photos of Injured Staff**Attachment:** File: S_Inv_4675195.jpg**Comments:****Created By:** IRS Interface**Created Date:** Mar 3 2023 3:10PM**Updated By:** IRS Interface**Updated Date:** Mar 7 2023 10:35AM**Photo Type:** RIGHT**Access Level:** IRS Interface**Other Attachment Type:****Document Description:****Other Photo Type:****Incident - Incident Attachment****Attachment Type:** Photos of Injured Staff**Attachment:** File: S_Inv_4675188.jpg**Comments:**

UOF ID Number: 1156/23

Created By: IRS Interface
Created Date: Mar 3 2023 3:10PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: FRONT
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:



Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675189.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:10PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: BACK
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675190.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:10PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: LEFT
Access Level: IRS Interface
Other Attachment Type:
Document Description:

UOF ID Number: 1156/23

Other Photo Type:**Incident - Incident Attachment**

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675191.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:10PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: RIGHT
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

**Incident - Incident Attachment**

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675196.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:15PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: BACK
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675197.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:15PM

UOF ID Number: 1156/23

Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: FRONT
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

**Incident - Incident Attachment**

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675198.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:15PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: RIGHT
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: S_Inv_4675199.jpg
Comments:
Created By: IRS Interface
Created Date: Mar 3 2023 3:15PM
Updated By: IRS Interface
Updated Date: Mar 7 2023 10:35AM
Photo Type: LEFT
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

UOF ID Number: 1156/23

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: uof 1156-23 staff.pdf
Created By: [REDACTED]
Created Date: Mar 3 2023 3:19PM
Updated Date:
Photo Type: FRONT
Access Level: Facility



Incident - Incident Attachment

Attachment Type: Inmate Voluntary Statement Form
Attachment: File: PIC [REDACTED] Voluntary Statement .pdf
Comments: PIC [REDACTED] Voluntary statement
Created By:
Created Date: Apr 3 2023 12:54PM
Updated Date:
Access Level: ID

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: UOF RR 03-06-23.xlsx
Created By:
Created Date: Apr 7 2023 9:36AM
Updated Date:
Access Level: ID
Other Attachment Type: Rapid Review
Document Description: Rapid Review

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: RNDC Injury Logbook.pdf
Created By:
Created Date: Apr 25 2023 9:54AM
Updated Date:
Access Level: ID

UOF ID Number: 1156/23

Other Attachment Type: Injury Logbook**Document Description:** PIC [REDACTED]**Incident - Incident Attachment****Attachment Type:** Other**Attachment:** File: 20230413_122112.jpg**Created By:** [REDACTED]**Created Date:** Apr 25 2023 9:58AM**Updated Date:****Access Level:** ID**Other Attachment Type:** Photographs**Document Description:** RNDC Intake Logbook Pg. 153**Incident - Incident Attachment****Attachment Type:** Other**Attachment:** File: 20230413_122122.jpg**Created By:** [REDACTED]**Created Date:** Apr 25 2023 9:59AM**Updated Date:****Access Level:** ID**Other Attachment Type:** Photograph**Document Description:** RNDC Intake Logbook Pg. 154**Incident - Incident Attachment****Attachment Type:** Other**Attachment:** File: 20230413_122126.jpg**Created By:** [REDACTED]**Created Date:** Apr 25 2023 10:00AM**Updated Date:****Access Level:** ID**Other Attachment Type:** Photograph**Document Description:** RNDC Intake Logbook Pg. 155**Incident - Incident Attachment****Attachment Type:** Other

UOF ID Number: 1156/23

Attachment: File: 20230413_122142.jpg
Created By: [REDACTED]
Created Date: Apr 25 2023 10:01AM
Updated Date:
Access Level: ID
Other Attachment Type: Photograph
Document Description: RNDC Intake Logbook Pg.156



Incident - Incident Attachment

Attachment Type: Other
Attachment: File: 20230413_122145.jpg
Created By: [REDACTED]
Created Date: Apr 25 2023 10:02AM
Updated Date:
Access Level: ID
Other Attachment Type: Photograph
Document Description: RNDC Intake Logbook Pg. 157

Incident - Incident Attachment

Attachment Type: Infraction Investigation Report
Attachment: File: RNDC 535-23.pdf
Created By: [REDACTED]
Created Date: Apr 25 2023 10:04AM
Updated Date:
Access Level: ID

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: Officer [REDACTED] MEO-16 Summary.docx
Created By: [REDACTED]
Created Date: Apr 25 2023 10:05AM
Updated Date:
Access Level: ID
Other Attachment Type: MEO-16 Summary
Document Description: Officer [REDACTED]

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: Officer [REDACTED] NTA-signed.pdf
Created By: [REDACTED]
Created Date: Apr 25 2023 10:06AM
Updated Date:
Access Level: ID
Other Attachment Type: Notice to Appear
Document Description: Officer [REDACTED]

**Incident - Incident Attachment**

Attachment Type: Other
Attachment: File: Brooklyn Supreme Court 3rd FL. A Post Logbook.pdf
Created By: [REDACTED]
Created Date: Apr 25 2023 10:09AM
Updated Date:
Access Level: ID
Other Attachment Type: Logbook Entry
Document Description: Brooklyn Sup. Court 3rd FL. A Post

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: Brooklyn Supreme Court 3rd FL. B Post Logbook.pdf
Created By: [REDACTED]
Created Date: Apr 25 2023 10:12AM
Updated Date:
Access Level: ID
Other Attachment Type: Logbook Entry
Document Description: Brooklyn Sup. Court 3rd FL. B Post

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: Brooklyn Supreme Court EMS Logbook.pdf
Created By: [REDACTED]

UOF ID Number: 1156/23

Created Date: Apr 25 2023 10:13AM
Updated Date:
Access Level: ID
Other Attachment Type: Logbook Entry
Document Description: Brooklyn Sup. Court EMS Logbook

Incident - Incident Attachment

Attachment Type: Tour Commander's handwritten UOF logbook entry (copy of)
Attachment: File: Brooklyn Supreme Court TC Logbook Pg. 49.pdf
Comments: Pg. 49
Created By: [REDACTED]
Created Date: Apr 25 2023 10:14AM
Updated Date:
Access Level: ID

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: Officer [REDACTED] suspension teletype.pdf
Created By: [REDACTED]
Created Date: Apr 25 2023 10:18AM
Updated Date:
Access Level: ID
Other Attachment Type: Suspension Teletype
Document Description: Officer [REDACTED]

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: U1156-23 Use Immunity Granted.pdf
Created By: [REDACTED]
Created Date: Apr 25 2023 10:23AM
Updated Date:
Access Level: ID
Other Attachment Type: Use Immunity
Document Description: U1156/23 grant use immunity

UOF ID Number: 1156/23

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: 1156-23 Video Request.docx
Created By: [REDACTED]
Created Date: Apr 25 2023 10:24AM
Updated Date:
Access Level: ID
Other Attachment Type: Video Request
Document Description: RNDC Intake


Incident - Incident Attachment

Attachment Type: Other
Attachment: File: 1156-23 VRU Video Request.docx
Created By: [REDACTED]
Created Date: Apr 25 2023 10:25AM
Updated Date:
Access Level: ID
Other Attachment Type: VRU Video Request
Document Description: RNDC Intake Search Rooms

Incident - Preliminary Review

UOF #: 1156/23
Occured Date: Mar 03 2023
Injury Class: C
Inmate 18 or Younger: No
Class A UOF: No
Actual or Alleged Blows to Head: Yes
Actual or Alleged Kicking: No
Actual or Alleged Use of Instrument of Force: No
Inmate Was in Restraints: No
Prohibited Restraint Hold(s): Yes
Video Surveillance Malfunction: No
Presence of Unexplained Facts: No
Direct Referral from Facility: No

UOF ID Number: 1156/23

Prior UOF Violation OATH Plea:

No

Evidence of Staff Collusion:

No

Other Full ID Circumstances:

No

Video Captured:

No

Investigator's Justification for Determination:

U1156/23

Brooklyn Supreme Court, 3rd floor

**Brief Incident Summary:**

On March 3, 2023 at approximately 1040 hours within the Brooklyn Detention Complex's Brooklyn Supreme Court 3rd floor, during court production, Officer [REDACTED] gave PIC [REDACTED]

[REDACTED] orders to step in the search pen, however, he refused to comply. Captain [REDACTED] utilized IPC skills and the PIC complied. Officer [REDACTED] attempted to remove the PIC's leg irons and he became verbally aggressive. The PIC attempted to exit the search pen without authorization. Officers [REDACTED], [REDACTED], and [REDACTED] utilized upper body control holds. Officer [REDACTED] was seen on BWC utilizing a hold around PIC [REDACTED] neck from behind to try to take him to the ground. Once on the ground, Officers [REDACTED] and [REDACTED] struggled with the PIC. Officer [REDACTED] struck the PIC towards the head. Captain [REDACTED] was heard on BWC repeatedly telling Officer [REDACTED] to stop, and tapping him to stop his actions. The PIC was left seated on the floor and staff rushed out of the pen, securing the door as the PIC approached it, terminating the incident.

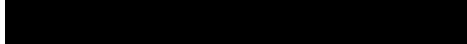
Video Surveillance:

A review of the Genetec camera angles in Brooklyn Supreme court revealed no video coverage of this incident. A request was sent to VRU requesting any and all BKCT 3rd floor search room restricted video from the date and time of incident.

The following body worn camera videos were reviewed and collectively depicted the incident as narrated above:



The facility noted the following BWC video in the Rapid Review, which the Intake team could not locate in DEMS:



Staff/PIC injuries, accuracy of UOF classification:
There were no staff injuries from this incident.

According to injury report as uploaded to CMS, the medical portion of the report was not filled out by medical staff. A review of the back of the injury report (facility investigation), Injury Report #3203/FY23 was generated and PIC [REDACTED] refused attention from EMS and was returned to RNDC. At RNDC, he was seen by PA [REDACTED] in the RNDC Main Clinic on March 6, 2023. No injuries were seen and he refused medical attention.

This incident was properly classified as a "C" Use of Force as there were no injuries to staff or PIC reported to the Central Operations Desk (COD).

Brief summary of Staff and PIC statements:

On April 2, 2023, ID Investigators [REDACTED] and [REDACTED] responded to GRVC 11A and attempted to interview PIC [REDACTED] however, he refused to make a statement.

The Use of Force reports were submitted by Captain [REDACTED], Officers [REDACTED], [REDACTED], and [REDACTED] were somewhat consistent with one another. Officer [REDACTED] noted that he inadvertently struck the PIC to the facial area, however, the other staff members did not include this in their reports.

Facility Rapid Review:

The Rapid Review was conducted by ADW [REDACTED] and noted that Officer [REDACTED] was recommended to receive an MOC for improper UOF technique, as well as retraining. On March 6, 2023, an email was sent to Executive Officer [REDACTED] advising the facility to stand down from generating any force-related discipline related to this incident.

On April 7, 2023, DDI [REDACTED] referred this incident for Immediate Action for the suspension of Officer [REDACTED].

Conclusion:

Based on the evidence above, it was determined that this incident requires further investigation due to the impermissible hold and head strike seen on BWC.

UOF ID Number: 1156/23



Staff Reassignment During Investigation: No

DOI Referral for Staff: No

DOI Referral for Inmate: No

Injury Properly Classified: Yes

Review End Date: Apr 05 2023

Workflow Action: Approve Preliminary Review (initiate ID Investigation)

Created Date: [REDACTED]

Updated By: [REDACTED]

Updated Date: Apr 7 2023 8:08PM

Incident - Investigation

UOF ID Number: 1156/23

Incident Occurred Time: Mar 3 2023 10:40AM

Incident Reported Time: Mar 3 2023 11:34AM

Incident Facility: BKCTS

SOL: Sep 03 2024

Assigned Tour Commander Name: [REDACTED]

ID Investigator Name: [REDACTED]

ID Supervisor Name: [REDACTED]

Investigation Start Date: Apr 07 2023

Investigation End Date: May 01 2023

Investigation Status: Closed

Investigation on Hold: No

Hold Start Date:

Investigation Duration in days: 24

Days Remaining To Complete Investigation: 156

Investigation Restart Date:

Probe Team: No

Photographs of Location: No

Photographs of Staff: Yes

Photographs of Inmates: Yes

Video Documentation:

Yes

Video Type:

- Body Camera

Video Reviewed:

Yes

Video Consistent:

Yes

Video Malfunction:

Yes

Video Malfunction Comments:

Officer [REDACTED]'s body worn camera ([REDACTED]) could not be located in DEMS.


Final UOF Injury Class:

C

Injury Reports Compiled:

Yes

Workflow Action:

Approve ID Investigation (Deputy Commissioner, Investigation and Trials)

Created By:

Created Date:

Apr 7 2023 8:09PM

Updated By:

Updated Date:

May 1 2023 12:36PM

Other Video Unavailable:

No

Incident - Investigation - Investigation Finding**Investigation Findings****Precipitating Incident:**

Disobeying An Order

Participant:

Video**1. Was the UOF/alleged UOF incident captured on Genetec video?:**

No

If No:

There is no Genetec footage of this incident.

.

2. Was the video footage preserved?:

N/A

3. Was the UOF/alleged UOF incident captured on handheld video?:

No

If No:

No handheld cameras were used to capture this incident.

4. Was the video footage preserved?:

N/A

5. Were there any issues regarding the handheld video/camera operator?:

N/A

6. Was there any other relevant video

Yes

UOF ID Number: 1156/23

footage (escort, leading up to the UOF, etc.)?:

7. Was the video footage preserved?:

Summary of Video Evidence:

Yes

On March 3, 2023, at approximately 1040 hours, in Brooklyn Supreme Court 3rd Floor, body worn cameras (BWC) [REDACTED], and [REDACTED] revealed the following:

Person in Custody (PIC) [REDACTED]

[REDACTED] was ordered to be secured in a holding pen, but he refused. Captain [REDACTED] arrived at the area, used interpersonal communication (IPC) skills, and persuaded PIC [REDACTED] to comply with orders to enter the pen. Once in the pen, Officer [REDACTED] attempted to remove the PIC [REDACTED]'s leg irons, when PIC [REDACTED] became verbally aggressive. Captain [REDACTED] told the PIC that he was "doing too much." Officer [REDACTED] was ordered by Captain [REDACTED] to exit the holding pen, and as he was exiting, PIC [REDACTED] attempted to exit the search pen without authorization. Officer [REDACTED], and Officer [REDACTED], used soft hand techniques to push PIC [REDACTED] back into the pen. Officer [REDACTED] then used a chokehold around PIC [REDACTED]'s neck from behind, while Officer [REDACTED] used upper body control holds on PIC [REDACTED]'s left arm. PIC [REDACTED] was taken down to the ground while Officer [REDACTED] maintained the neck hold. While on the ground, Officer [REDACTED] struck downward at PIC [REDACTED] which made contact with the PIC's head/facial area. Captain [REDACTED] was captured on body worn camera repeatedly verbally ordering and physically tapping Officer [REDACTED] with her hands to stop his actions. Officer [REDACTED] released his hold on PIC [REDACTED] and exited the pen. PIC [REDACTED] was left seated on the floor, while staff quickly exited the pen, securing the door just as PIC [REDACTED] approached it, terminating the incident. The BWC captured that the pen has inner bars with an outer-plexi-glass, and that there was a solid wall that spans half of the pen, which would obstruct view from outside of the pen.

During the review of BWC footages, the following was identified: Officer [REDACTED] powered on his BWC ([REDACTED]), but he did not activate the camera prior to the use of force. The camera was activated following the incident. Officer [REDACTED] did not activate his BWC ([REDACTED]) during the incident. There was no video recording from his camera. Captain [REDACTED]'s BWC footage revealed that his BWC was off during the incident.

BWC audio also captured Officer [REDACTED] saying, "Good Job,

Good fucking job." while the staff were in the corridor. Later, Staff motioned to each other to turn their body cameras off. In a separate BWC recording, Captain [REDACTED] activated her camera to record PIC [REDACTED]'s refusal of EMS.

Genetec video surveillance was reviewed to determine at approximately what time PIC [REDACTED] returned to RNDC from Brooklyn Supreme Court. It was revealed that PIC [REDACTED] returned to RDNC at approximately 1503 hours on March 3, 2023.

On March 3, 2023, at approximately 1503, within RNDC's Intake, Genetec video surveillance (angles: [REDACTED])

[REDACTED]) revealed:

At approximately 1503 hours, PIC [REDACTED] exited DOC bus 410B and entered RNDC's Intake via the sallyport entrance ([REDACTED]). PIC [REDACTED] was unrestrained in the sallyport area and proceeded to the search area to be strip searched ([REDACTED]). PIC [REDACTED] completed the strip search and was escorted out of the intake at approximately 1525 hours ([REDACTED]).

Inmate Statements

1. Did the participant inmate(s) provide a statement(s) to the facility?:

No

2. Did the witness inmate(s) provide a statement(s) to the facility?:

No

3. Did the ID interview all participant inmate(s)?:

Yes

4. Did the ID interview all witness inmate(s)?:

No

If No:

PIC witness interviews would not have changed the outcome of this investigation.

5. Was there any evidence of collusion among inmate statements?:

No

6. Did the participant inmate(s) make any relevant statement(s) to medical staff?:

No

7. Did the participant inmate(s) make any relevant statement(s) during telephone calls? :

N/A

8. Did the witness inmate(s) make any relevant statement(s) during

N/A

UOF ID Number: 1156/23

telephone calls?:**9. Did the participant inmate(s) make any relevant statement(s) during the adj. hearing? :**

No

10. Did the witness inmate(s) make any relevant statement(s) during the adj. hearing?:

N/A

11. Were any participant/witness inmate statement(s) obtained from any other source? :

No

Summary of Inmate Statements:

On March 3, 2023, the facility attempted to obtain a statement from PIC [REDACTED]; he refused.



On April 2, 2023, Investigator [REDACTED] and Investigator [REDACTED] attempted to interview PIC [REDACTED] in GRVC 11A; he refused to cooperate with this investigation.

DOC Employee Statements**1. Did all required DOC employee(s) submit UOF/UOF-W/UOF-Allegation Report(s)?:**

Yes

2. Were the required reports submitted in a timely fashion? :

Yes

3. Did any DOC employee submit an Incident Report Form for the incident? :

No

4. Did any DOC employee submit a Report and Notice of Infraction for the incident? :

Yes

5. Did a supervisor complete the Report and Notice of Infraction Investigation?:

Yes

6. Was a disciplinary hearing held for the infraction? :

Yes

7. Was a Hearing Report and Notice of Disciplinary Disposition form completed? :

Yes

8. Was there any evidence of collusion among DOC employee(s) reports? :

No

9. Were all involved DOC employee(s) made the subject of an MEO-16 interview(s)? :

No

If No or N/A:

Officer [REDACTED] was not interviewed because his actions were captured on BWC footage. In addition, the BWC footage depicted Captain [REDACTED] and Officer [REDACTED]'s positioning/locations and lines of sight during this incident. Additional statements from these staff would not

change the outcome of the investigation. On April 19, 2023, Officer [REDACTED] was made subject of an MEO-16 interview regarding his statement on BWC and to determine his line of sight at the time of the incident.

10. Were all witness DOC employee(s) made the subject of an MEO-16 interview(s)?:

If No or N/A:

No

No witness DOC employees were made subject to MEO-16 interviews because their testimony would not change the outcome of this investigation.

11. Were MEO-16 interview statement(s) somewhat consistent with submitted report(s)?:

Yes

12. Did any other individual(s) (visitors, teachers, etc.) submit a report?:

No

13. Were any other individual(s) (visitors, teachers, etc) interviewed?:

No

Summary of DOC Employee Statements:

On March 3, 2023, Officer [REDACTED] reported that PIC [REDACTED] retrieved an unknown object from his mouth, which prompted Officer [REDACTED] to activate his body worn camera. PIC [REDACTED] noticed Officer [REDACTED] activate his body worn camera and placed the unknown object back in his mouth. Additionally, Officer [REDACTED] reported when he and PIC [REDACTED] toppled to the ground, PIC [REDACTED] stated he was going to cut Officer [REDACTED]. Officer [REDACTED] felt scared and aimed a closed fist strike toward PIC [REDACTED]'s torso area to stop his aggression, however he inadvertently struck PIC [REDACTED] in the facial area. It was noted that Officer [REDACTED] did not report his use of a chokehold on the PIC to take him down to the ground.

On March 3, 2023, Captain [REDACTED], Officers [REDACTED], and [REDACTED]'s UOF Reports revealed the following: Officer [REDACTED] reported that he used force on PIC [REDACTED]'s right arm and torso area, and then took him down to the ground. Officer [REDACTED] reported that force was used on PIC [REDACTED]'s arms, and then he was placed on the floor. Captain [REDACTED] reported she witnessed Officers [REDACTED] and [REDACTED] use upper body control holds on PIC [REDACTED]'s arms and torso, and then secured him to the floor. It was noted that neither of these staff reported the use of a chokehold or strikes to the PIC by Officer [REDACTED].

On April 19, 2023, at approximately 0929, Officer [REDACTED] was made subject of an MEO-16 interview. As per his testimony, on March 3, 2023, Officer [REDACTED] was assigned to his steady post at the Clinic 4A. He was responsible for

escorting Persons in Custody (PIC) from the DOC transportation buses to the court production area on the 3rd floor of Brooklyn Supreme Court. He escorted PIC [REDACTED]

[REDACTED] from the bus to the court production area, when PIC [REDACTED] refused to enter a search pen. According to Officer [REDACTED], PIC [REDACTED] wanted to enter another holding pen with an acquaintance. DOC staff informed him that he could not enter that cell, and summoned the area supervisor, Captain [REDACTED]. Officer [REDACTED] then activated his body worn camera because PIC [REDACTED] refused orders, and Officer [REDACTED] anticipated that he and the other officers would need to use force to secure PIC [REDACTED] in the appropriate pen.

When PIC [REDACTED] attempted to leave the cell, Officer [REDACTED] recalled that DOC staff used force to push PIC [REDACTED] back into the pen, and then another officer fell to the ground with PIC [REDACTED]. Officer [REDACTED] testified that he did not observe Officer [REDACTED] strike PIC [REDACTED], because he stood by the cell entrance and from where he was standing, his view was obstructed. Officer [REDACTED] also testified that when he stated aloud "Good job. Good fucking job.", that he meant that the officers did a good job securing PIC [REDACTED], and that no one was injured.

On March 3, 2023, Officer [REDACTED] submitted a Use of Force Witness report. He reported he witnessed Captain [REDACTED] give PIC [REDACTED] orders to stop resisting staff and to comply with her orders. Officers [REDACTED] and [REDACTED] then secured PIC [REDACTED] to the floor.

Medical - Inmate(s)

1. Were all participant inmate(s) afforded medical attention?:

Yes

2. If received, did the participant inmate(s) receive prompt medical attention?:

Yes

3. Did the participant inmate(s) receive medical attention outside of the facility(Urgent Care, hospital, etc.)? :

No

4. Was the injury to inmate report(s) obtained for the participant inmate (s)?:

Yes

5. Were medical records obtained for the participant inmate(s) (HHC, hospital, etc.)?:

No

If No:

Due to PIC [REDACTED]'s refusal to cooperate with this investigation, HIPAA forms could not be obtained.

UOF ID Number: 1156/23

6. Did the participant inmate(s) sign medical release (HIPAA) forms?:**If No:****7. Were any other inmate(s) afforded medical attention (chemical agent exposure, etc.)? :****8. If received, did the other inmate(s) receive prompt medical attention?:****9. Was the injury to inmate report(s) obtained for the other inmate(s)?:****Medical - Staff****1. Were any DOC employee(s) afforded medical attention following the incident?:****2. If received, did the DOC employee (s) receive prompt medical attention? :****3. Did the DOC employee(s) receive medical attention outside of the facility? (Urgent Care, hospital, etc.):****4. Was the staff medical treatment form(s) obtained for DOC employee (s)?:****If No:****5. Were medical records obtained for the DOC employee(s) (hospital, etc.)?:****6. Did the DOC employee(s) sign medical release (HIPAA) forms?:****If No:****Summary of Inmate and DOC employee injuries (Include time of medical treatment):**

No

See above.

No

N/A

N/A

Yes

Yes

Yes

No

ID did not request DOC staff to sign HIPAA forms.

No

No

See above.

According to Injury Report #3203/FY23, EMS was activated for PIC [REDACTED] on March 3, 2023, however he refused medical attention. On March 6, 2023, at approximately 1435 hours, RNDC medical staff attempted to examine PIC [REDACTED], however he refused medical attention. Medical staff reported PIC [REDACTED] had no visible injuries.

According to Brooklyn Supreme Court's EMS Logbook, Officers [REDACTED] were taken to the hospital via EMS.

Officer [REDACTED] reported he sustained injuries to his right shoulder, right elbow, and right wrist. Officer [REDACTED] reported he sustained an injury to his left hip. Officer [REDACTED] reported that he sustained injuries to his left knee, and hip. Medical documentation was not available at

the time of this report. It was noted that the facility reported to the Central Operations Desk (COD) that there were no injuries to staff or PIC.

Photographs

1. Did the facility take photographs of the participant inmate(s)?:

Yes

2. Were there any issues regarding the participant inmate(s) photographs taken by the facility? :

No

3. Did the facility take photographs of DOC employee(s)?:

Yes

4. Did the facility take photographs of the area of incident/alleged incident?:

No

5. Did the ID take photographs of the participant inmate(s)? :

No

If No:

6. Did the ID take photographs of DOC employee(s)?:

Due to PIC [REDACTED]'s refusal to cooperate with this investigation, photographs could not be taken.

No

7. Did the ID take photographs of the area of incident/alleged incident? :

No

If No:

Other Evidence

1. Were any other relevant document(s) obtained that were not obtained during the Prelim?:

Yes

If Yes:

Copies of RNDC's Clinic Injury Logbook, Brooklyn Supreme Court's EMS Activation Logbook were obtained. Photos of RNDC's Intake Logbook were taken.

2. Was an OCME consult obtained?:

No

3. Were the participant/witness inmate(s) telephone recordings obtained and reviewed?:

No

4. Were the participant inmate(s) adjudication hearing(s) listened to?:

Yes

5. Were any other investigative actions taken?:

No

If Yes:

Genetec video surveillance was reviewed to determine at approximately what time PIC [REDACTED] returned to RNDC from Brooklyn Supreme Court. It was revealed that PIC [REDACTED] returned to RDNC at approximately 1503 hours on March 3, 2023.

Issue(s)

1. Why was this incident made into a

Actual blows to head, prohibited hold (neck restraint)

UOF ID Number: 1156/23

full ID investigation?:

2. Were there any other FULL ID criteria revealed during the investigation that were not mentioned during the Preliminary Review Process?:

No

3. Are there any issue(s) that are Undisputed between the participant inmate(s) and DOC employee(s)?:

No



4. Are there any issue(s) that are Disputed between the participant inmate(s) and DOC employee(s)?:

No

5. Did the participant inmate(s) make any other allegations (not UOF) against any DOC employee?:

No

6. Did any witness inmate(s) make any other allegations (not UOF) against any DOC employee?:

No

7. Was the UOF allegation substantiated?:

N/A

8. Was the incident avoidable?:

No

If Yes or No:

This incident was anticipated. PIC [REDACTED] repeatedly refused DOC staff's orders to be secure in a pen, and then attempted to leave the pen without authorization. It was noted that after Captain [REDACTED]'s statement to the PIC that he was "doing too much", the PIC then tried to exit the pen after the staff gained his compliance with entering the pen. Once the PIC began to try to exit the pen, Officers [REDACTED] and [REDACTED] used soft hand techniques to stop PIC [REDACTED] from exiting the pen and then pushed him back into the pen, which was proportional, and necessary. The PIC resisted, and Officer [REDACTED] placed his left arm around PIC [REDACTED]'s neck and used his right hand to grab his left arm, placing PIC [REDACTED] in a prohibited chokehold. Officers [REDACTED] leaned backwards and proceeded to pull/takedown PIC [REDACTED] in this manner. Officer [REDACTED] then made a downward striking motion toward the PIC, which struck PIC [REDACTED] in his head /facial area. PIC [REDACTED] was restrained in mechanical restraints at the time of this incident.

9. Was the UOF necessary?:

No

If Yes or No:

See above.

10. Was the force used proportional to the threat posed?:

No

If Yes or No:

See above.

11. Was the UOF excessive?:

Yes

UOF ID Number: 1156/23

If Yes or No:**12. Was the UOF anticipated? :**

See above.

Yes

If Yes or No:**13. Were there any findings not consistent with the preliminary investigation? :**

See above.

No

14. Was the UOF/UOF Allegation reported to the COD within 1 hour?:

Yes

15. If not, is there a plausible explanation?:

No

16. Was any chemical agent dispensed during the incident?:

No

17. If so, were there any issues regarding the dispensing (too close, retaliatory, etc.)? :

N/A

18. Were there any other procedural violation(s)?:

Yes

If Yes:

A Rapid Review was conducted by ADW [REDACTED]. He recommended Officer [REDACTED] receive a Memorandum of Complaint for a unauthorized technique, as well as retraining.

Analysis of Evidence:

Based on the analysis of evidence, which included: staff Use of Force/Use of Force Witness Reports, adjudication hearing audio files, MEO-16 testimony of Officer [REDACTED], Body Worn Camera footage, EMS Activation Logbook, Injury Reports, Tour Commander Logbook, and Rapid review, on March 3, 2023, at approximately 1040 hours within Brooklyn Supreme Court 3rd floor, Person in Custody (PIC) [REDACTED]

[REDACTED] was ordered to be secured in a holding pen, and he refused. Officer [REDACTED] activated his body worn camera, [REDACTED], and captured PIC [REDACTED] threatening to assault the officers and PICs present, if he was secured in a pen. Captain [REDACTED] arrived at the area, and activated her body worn camera, [REDACTED]. Captain [REDACTED] used IPC skills, and PIC [REDACTED] complied with her orders to enter a pen. Once in the pen, PIC [REDACTED] continued to threaten staff. The captain did not maintain her professionalism, in that her dialogue with the PIC at this point in the footage, no longer de-escalated the situation. Captain [REDACTED] eventually ordered Officer [REDACTED] to exit and close the pen, and as he was exiting, PIC [REDACTED] attempted to exit the pen without authorization. Officers [REDACTED] and [REDACTED] used soft hand techniques to push PIC [REDACTED] back into the pen. Officer [REDACTED] then placed his left arm around PIC [REDACTED]'s neck and used his right hand to grab his left arm, placing PIC [REDACTED] in

a prohibited chokehold. Officer [REDACTED] leaned backwards while maintaining the hold and proceeded to pull /take PIC [REDACTED] to the ground. Officer [REDACTED] then struck PIC [REDACTED] in his facial area with a closed fist unnecessarily, and while PIC [REDACTED] was restrained. Directive 5006 R-D prohibits the use of neck restraints of any kind and prohibits the use of high impact force to the head/facial area unless there is a need to prevent serious injury or death. It was noted during the review of the video evidence that PIC [REDACTED] was in restraints at the time of Officer [REDACTED]'s actions. As a result of these facts and circumstances, PIC [REDACTED] did not pose deadly resistance, and Officer [REDACTED]'s description of his need to use such level of force was misleading. It was noted that Officer [REDACTED] did not activate his BWC prior to the incident in violation of Operations Order 01/22.

Captain [REDACTED] was heard on body worn camera repeatedly ordering and tapping Officer [REDACTED] to stop. Officer [REDACTED] released his hold on PIC [REDACTED] and exited the pen. PIC [REDACTED] was left seated on the floor, while staff quickly exited the pen, and secured the door. Review of Captain [REDACTED] and Officers [REDACTED], [REDACTED], and [REDACTED]'s reports revealed they did not report witnessing Officer [REDACTED] strike PIC [REDACTED] in his facial area. Review of body worn camera footage determined that Captain [REDACTED] and Officer [REDACTED] had an unobstructed view of the strike, because of their immediate proximity to the incident. Officer [REDACTED] initially remained outside of the pen; therefore, his view of the strike was obstructed by the pen's bars, and Officers [REDACTED] and [REDACTED]'s bodies. There was not enough evidence to conclude that he witnessed the strikes or that his statement captured on BWC was malicious in nature. Nonetheless, he used profane language, in violation of the Department's policy on professional conduct. Officer [REDACTED] remained outside of the pen for the entirety of the incident and then stepped behind the solid wall, just as Officer [REDACTED] struck PIC [REDACTED]. Overall, Officer [REDACTED] and [REDACTED]'s reports were not descriptive and used generalized terms to describe the takedown used. The analysis of the video and staff reports concluded that Officer [REDACTED] and Captain [REDACTED] did not submit complete and accurate reports regarding this incident, in violation of Use of Force Reporting policy (5006 R-D). It was noted that Officer [REDACTED] did not activate his BWC in violation of Operations Order 01/22.

This incident was correctly identified as a "C" use of force, because neither PIC [REDACTED], nor DOC staff sustained any injuries. Injury Report #3203/FY23 reported that EMS was activated for PIC [REDACTED] on March 3, 2023, but he

refused medical attention. An EMS Activation Logbook confirmed that EMS was activated on 3/3/23 at approximately 1130 hours. EMS arrived at Brooklyn Supreme Court at approximately 1139 hours, and PIC [REDACTED] refused medical attention at approximately 1150 hours. Captain [REDACTED] activated her body worn camera, and captured video of PIC [REDACTED] refusing medical attention. On March 6, 2023, RNDC medical staff attempted to examine PIC [REDACTED], however he refused medical attention. Medical staff reported PIC [REDACTED] had no visible injuries. The EMS Activation Logbook also reported that Officers [REDACTED] and [REDACTED] were taken to the hospital via EMS at approximately 1205 hours. Officer [REDACTED] was also transferred to the hospital via EMS at approximately 1215 hours. Officer [REDACTED] reported he sustained injuries to his right shoulder, right elbow, and right wrist. Officer [REDACTED] reported he sustained an injury to his left hip. Officer [REDACTED] reported that he sustained injuries to his left knee, and hip. No medical documentation was available at the time of this report that would impact the current classification.

Assistant Deputy Warden (ADW) [REDACTED] conducted a Rapid Review of this incident. He determined that Officer [REDACTED] used an unauthorized force technique and would receive a Memorandum of Complaint, as well as retraining. On March 6, 2023, ID requested ADW [REDACTED] stand down from generating any force-related disciplinary actions. A review of CMS revealed that no disciplinary actions had been generated. On April 8, 2023, Officer [REDACTED] was suspended by ID for thirty (30) days as a result of his conduct during this incident.

It was noted that that the staff motioned for each other to turn off their body cameras. This occurred after the use of force incident and did not impede this investigation; no corrective actions are necessary.

Conclusion and Recommendations:

This investigation determined that the force Officer [REDACTED] used when he placed PIC [REDACTED] in a prohibited chokehold, and then struck him with a closed fist in his facial area was unnecessary, unproportional, and excessive. Officer [REDACTED]'s report was misleading, and he did not activate his BWC in accordance with Department policy. Therefore, a Memorandum of Complaint will be generated for Officer [REDACTED].

Additionally, it was determined that Captain [REDACTED] and Officer [REDACTED] had a clear and unobstructed view of Officer [REDACTED]'s strike because they were within the immediate proximity of the incident. However, Captain [REDACTED] and Officer [REDACTED] failed to report it in the Use of

UOF ID Number: 1156/23

Force/Use of Force Witness reports. Officer [REDACTED] also did not activate his BWC in accordance with Department policy. Therefore, a Memorandum of Complaint will be generated for Captain [REDACTED] and Officer [REDACTED].

It is recommended that Officers [REDACTED] and [REDACTED] receive report writing retraining for use of generalized terms to describe the take down of the PIC. It is also recommended that Officer [REDACTED] receive counseling for his use of profane language.

Investigation Findings:

Closed with Charges - Facility Referral

Status:

Completed

Created By:

[REDACTED]

Created Date:

Apr 12 2023 10:19AM

Updated By:

[REDACTED]

Updated Date:

Apr 28 2023 5:33PM

Deputy Warden Remarks:

Summary of Staff Reports:

Warden Remarks:

Summary of Staff Injuries:

Tour Commander Remarks:

Inmate Medical Findings:

UOF Case Number: 1156/23**Investigator:** [REDACTED]**Supervisor/Captain: Captain** [REDACTED]**Incident Date: 03/03/2023****Facility: BKCTS**

1. What was the Intake Determination

- Closed with MOC
- Closed PDR
- Closed-charges per facility MOC
- Closed Command Discipline
- Referred to ID
- Closed Facility Referral
- Closed Academy
- Closed No Action

2. Did the Intake Investigation find any report writing issues

- Yes
- No

3. Did the UOF result in an Injury

- Yes
- No
- Unknown

4. What was the Injury Class

- A
- B
- C

5. Was the Inmate Injury Report consistent with Staff Report

- Yes
- No

6. Was this an Alleged Use of Force (If no, skip question 7)

- Yes
- No

7. Was the Allegation Substantiated

- Substantiated
- Unsubstantiated
- Unfounded
- Full ID

8. UOF Cause (If Applicable)

- Still Fire
- Inmate on Inmate
- Violating Direct Order
- Denial of Minimum Standards
- Escort Hold/Technique
- Suicidal Ideation

9. Was Medical Attention provided within 4 Hours

- Yes
- No

10. Was there an Inappropriate Head Strike

- Yes
- No
- Undetermined

11. Was there Retaliation

- Yes
- No
- Full ID
- N/A

12. UOF Avoidable

- Yes
- No

13. Was our Avoidable/Unavoidable assessment consistent with the facility rapid review

- Yes
- No

14. UOF Anticipated

- Yes
- No
- Full ID
- N/A

15. UOF Necessary

- Yes
- No
- Full ID
- N/A

16. UOF Excessive

- Yes
- No
- Full ID
- N/A

17. Was there a Handheld/Body Camera Violation

- Yes
- No

18. Was there a Chemical Agent Violation

- Yes
- No
- Full ID

19. Were Staff injuries reported to COD (If no, skip question 20)

- Yes
- No

20. Was Staff Injury consistent with Staff Report

- Yes
- No

21. Did Rapid Review Recommend Action

- Yes
- No

22. Did the Facility initiate a Command Discipline

- Yes
- No
- N/A

23. UOF Policy Violation

- Yes - Substantive
- Yes – Procedural Only
- Both
- No

24. Where did the UOF initiate

- Intake
- Corridor
- Clinic
- ESH
- MO
- GP
- Other

25. Time UoF Incident Occurred

- 0700-1500
- 1500-2300
- 2300-0700
- Time Unknown





CITY OF NEW YORK CORRECTION DEPARTMENT

Brooklyn Detention Complex Court Division



Incident Photo

Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>	Date & Time of Incident: 03/03/2023 10:40
---	---

UOF #: 1156/23 - P	Incident Status: Actual
--------------------	-------------------------

NYSID #:

First Name:

Book & Case #:

Last Name:

Inmate Staff Other 

Photo Date: 03/03/2023

Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Other-REFUSAL

Photo Description: Other-REFUSAL

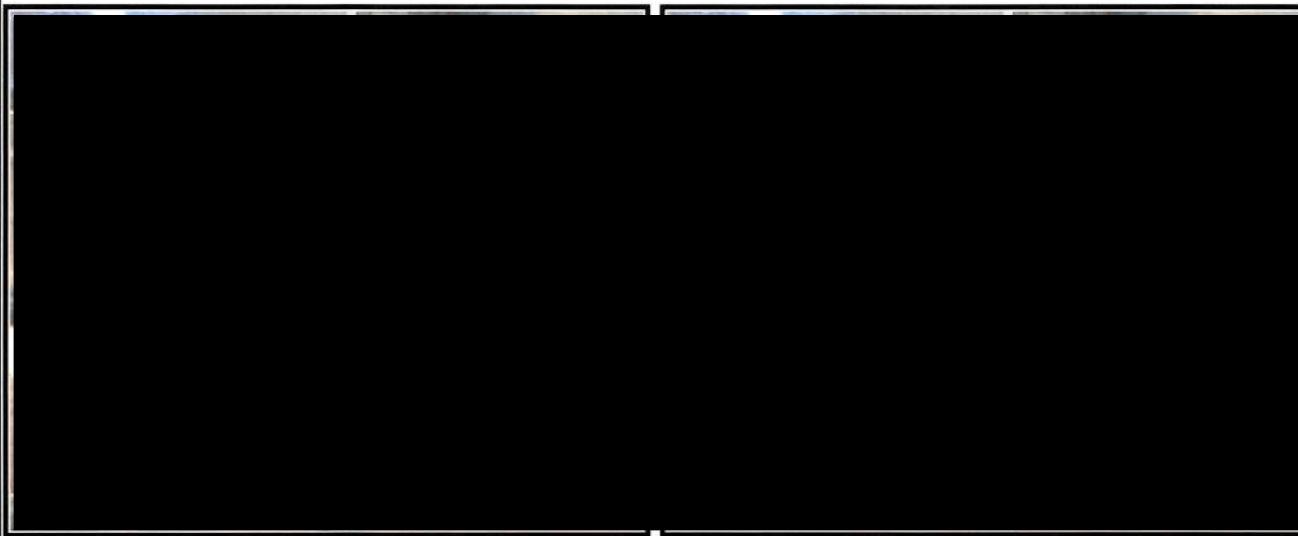


Photo Date: 03/03/2023

Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Other-REFUSAL

Photo Description: Other-REFUSAL



CITY OF NEW YORK CORRECTION DEPARTMENT

Brooklyn Detention Complex Court Division



Incident Photo

Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>	Date & Time of Incident: 03/03/2023 10:40
---	---

UOF #: 1156/23 - P	Incident Status: <u>Actual</u>
--------------------	--------------------------------

Shield #:

First Name:	<input type="text"/>
-------------	----------------------

Book & Case #: N/A

Last Name:	<input type="text"/>
------------	----------------------

Inmate Staff Other 

Photo Date: 03/03/2023

Photo Date: 03/03/2023

Photo Taken By: CAPT. Photo Taken By: CAPT. Investigating Supervisor: CAPT. Investigating Supervisor: CAPT.

Photo Description: Back

Photo Description: Front

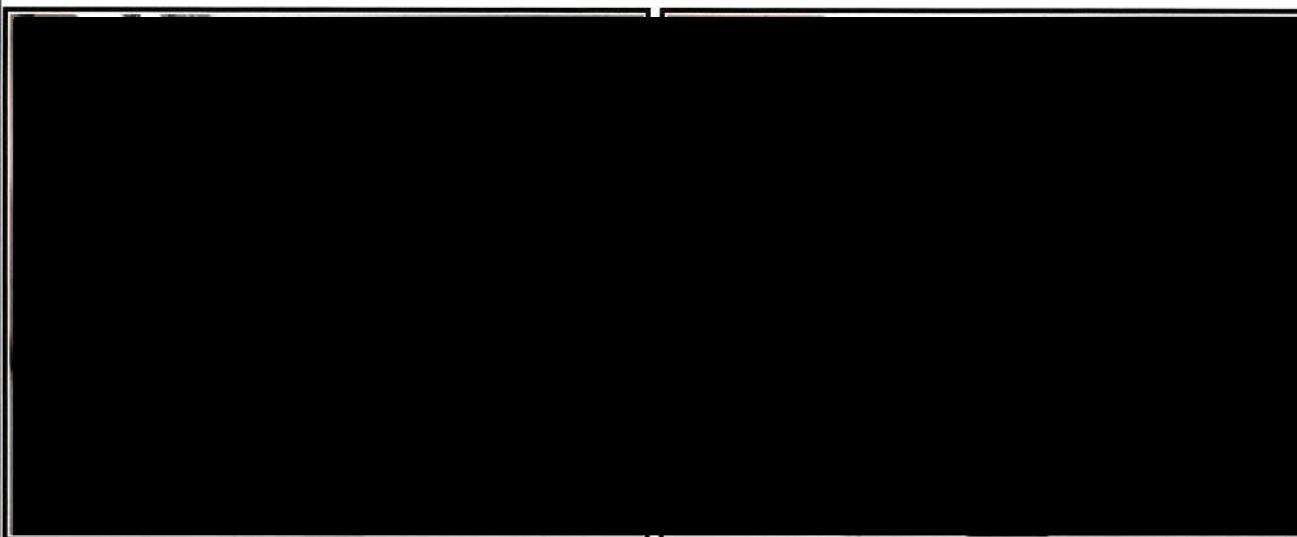


Photo Date: 03/03/2023

Photo Date: 03/03/2023

Photo Taken By: CAPT. Photo Taken By: CAPT. Investigating Supervisor: CAPT. Investigating Supervisor: CAPT.

Photo Description: Right

Photo Description: Left



CITY OF NEW YORK CORRECTION DEPARTMENT

Brooklyn Detention Complex Court Division



Incident Photo

Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>	Date & Time of Incident: 03/03/2023 10:40
---	---

UOF #: 1156/23 - P	Incident Status: Actual	Shield #:
--------------------	-------------------------	-----------

First Name:	Book & Case #:	N/A
-------------	----------------	-----

Last Name:	Inmate <input type="checkbox"/> Staff <input checked="" type="checkbox"/> Other <input type="checkbox"/>
------------	--

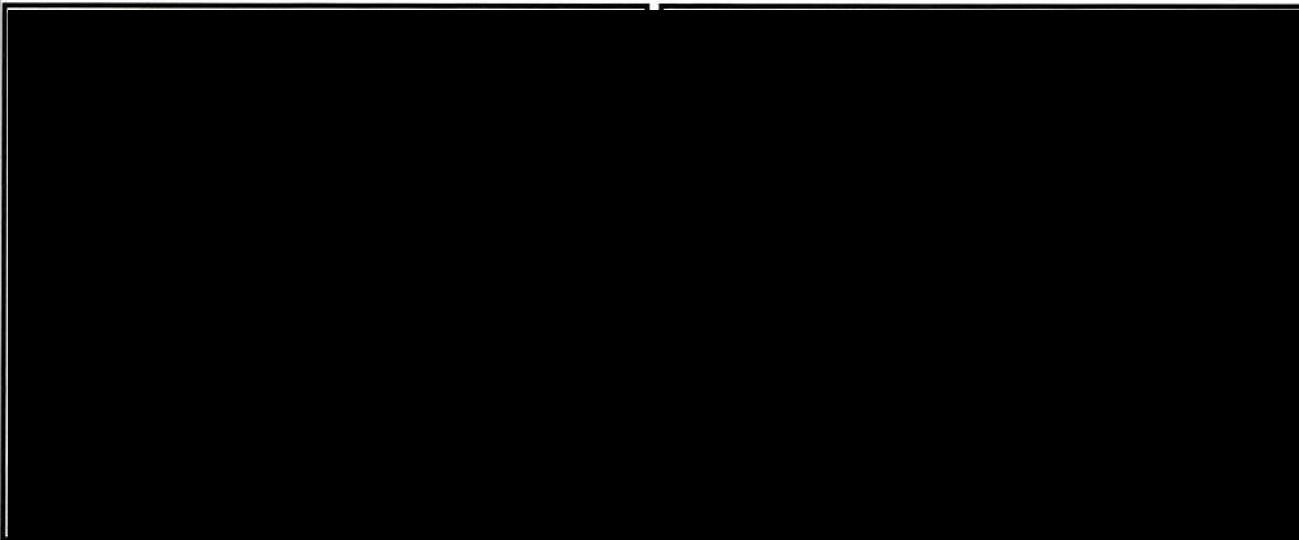


Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Front

Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Back

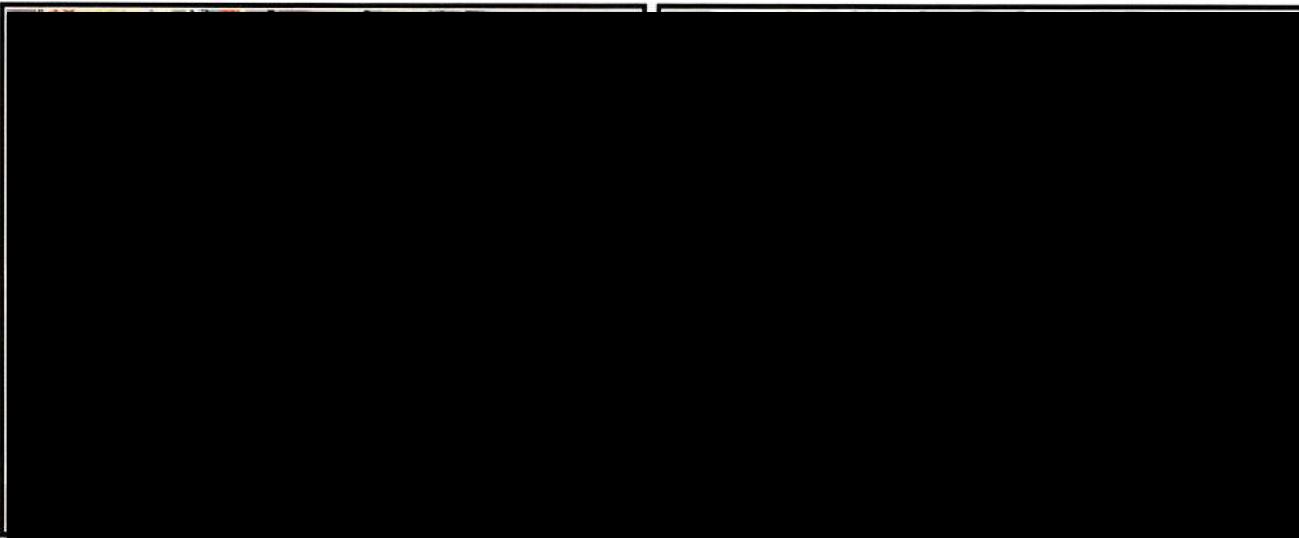


Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

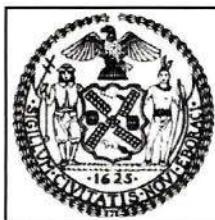
Photo Description: Left

Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Right



CITY OF NEW YORK CORRECTION DEPARTMENT

Brooklyn Detention Complex Court Division



Incident Photo

Type of Incident: UOF COD Other Date & Time of Incident: 03/03/2023 10:40

UOF #: 1156/23 - P Incident Status: Actual Shield #:

First Name: [REDACTED] Book & Case #: N/A

Last Name: [REDACTED] Inmate Staff Other

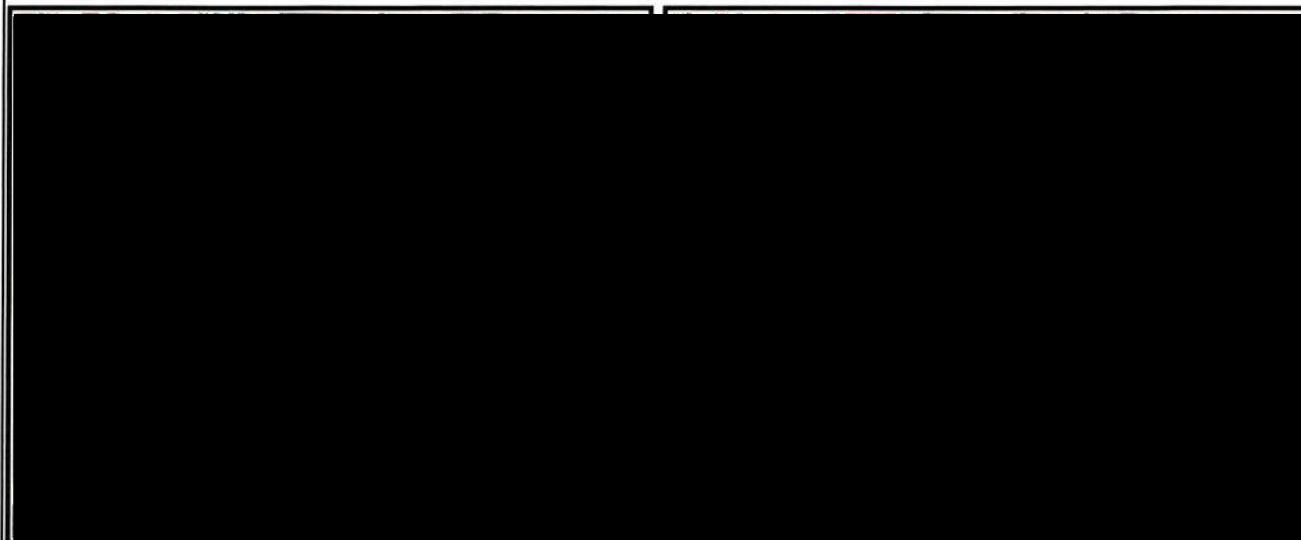


Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Front

Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Back



Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Left

Photo Date: 03/03/2023

Photo Taken By: CAPT. [REDACTED]

Investigating Supervisor: CAPT. [REDACTED]

Photo Description: Right

	CORRECTION DEPARTMENT CITY OF NEW YORK		
INMATE VOLUNTARY STATEMENT FORM		Form: IVS-1 Eff.: 1/24/19	

Inmate's Name:

3/3/23

Book and Case Number:

Date of Birth:

Age:

Housing Area:

RNSC

I hereby acknowledge that the following written statement issued was made VOLUNTARILY of my own free will without promise of reward, or under any threat of physical harm or fear of such. Additionally, you will not be subject to any form of retaliation for providing information in connection with this investigation by the New York City Department of Correction.

Refused

Inmate's Signature:

Date:

3/3/23

Witness by (print name):

Witness:

Rank:

Shield Number:

OAPT



**NEW YORK CITY DEPARTMENT OF CORRECTION
INVESTIGATION DIVISION**

INMATE VOLUNTARY STATEMENT FORM

Date: 4/2/23 Time Interview Started: 1626
Location of Interview (Facility/Area): GANC 11A
Inmate Name: [REDACTED]
Inmate Book and Case Number: [REDACTED]
Inmate DOB: _____ Inmate Cell/Bed Assignment: 16

I hereby acknowledge that I made the following statement to the New York City Department of Correction Investigation Division voluntarily and of my own free will without promise or hope of reward and that no one has threatened me in any way to provide this statement.

In accordance with Departmental Directive 5006R-D (Use of Force), you will not be subject to any form of retaliation for providing information in connection with this investigation by the New York City Department of Correction.

I made this statement to Investigator [REDACTED], Shield # [REDACTED], and Investigator [REDACTED], Shield # [REDACTED].

Refused

Inmate Signature: Refused to sign Date: 1626 Time: 4/2/23
Investigator Witness: [REDACTED] Date: 1626 Time: 4/2/23
Investigator Witness: [REDACTED] Date: 2 April 23 Time: 1626 hrs

COURT ACN

CORRECTION DEPARTMENT
CITY OF NEW YORK

INJURY TO INMATE REPORT

Page 1 of 2 Pages
Form: 167R-A
Rev.: 10/24/0
Sect.: Dir. 431TR-D

INSTRUCTIONS: One copy to Clinic Log Book; One Copy to Medical File and Original with completed investigation to Security.

Command:

BKCT

Date:

3/3/23 1156/23

Injury:

3203 FY23

TO BE COMPLETED BY EMPLOYEE (PLEASE PRINT CLEARLY).

Inmate Name (Last Name, First Name): [REDACTED]

Location Where Injury Occurred:

5th Back Floor

Inmate Holding Area:

NYSDR

Inmate Record/Serial#:

Details:

ON MARCH 3, 2023 AT APPROX 1040 IN
 Brooklyn Supreme Court [REDACTED]
 WAS INVOLVED IN A USE OF FORCE
 WITH DOC STAFF. A GUNS WAD ACTIVATED
 AND USED. ACR# [REDACTED]

Supervisor/Officer (Print Last Name, First Name, Rank, Shield #):

CCUT

Date:

3/3/23

Time:

1110 hrs

Employee: (DO) (Other Name): [REDACTED]

Employee Full Name (Initials): [REDACTED]

Rank/Role:

C.O.

Shift:

Day

TO BE COMPLETED BY MEDICAL STAFF ONLY - (PLEASE PRINT CLEARLY)

Initially Treated/Treated by/Examined By (Print Last Name, First Name): [REDACTED]

Date: 3/6/23

Time: 55 Min

I certify that the cause of injury as stated herein is to my knowledge true and medical attention was provided.

Inmate Signature: [REDACTED]

DOC / Physician #: [REDACTED]

Date: 3-6-23

Witnessed By (Signature): [REDACTED]

Physician:

C.O.

Shield I.D. #: [REDACTED]

Date: 3-6-23



**CORRECTION DEPARTMENT
CITY OF NEW YORK**



INJURY TO INMATE REPORT

Page 2
Of
2 Pages
Form: #167R-A
Rev.: 10/3/19
Ref.: Dir. #4516R-D

INSTRUCTIONS: Original Report to Security, One copy to Clinic Lock box, One copy to Inmate Medical File.

Inmate Name (Last Name, First Name) [REDACTED]

Injury #3203/FY2023

NYSID [REDACTED]

Book & Case/Sentence #: [REDACTED]

TO BE COMPLETED BY THE INVESTIGATING OFFICER. PLEASE PRINT CLEARLY.

Investigator's Report:

My Investigation reveals the following: On Friday March 3rd, 2023 at approximately 1040 hrs in Brooklyn Supreme Court 3rd floor Male Search Pen CO. [REDACTED] assigned to the Basement Security Post on the 0700 x 1531 hr tour reported that he was escorting individual [REDACTED] of RNDC from the Bus to the 3rd FL. Upon arrival individual [REDACTED] was given a direct order by Captain [REDACTED] to Step inside of the Search Pen to be uncuffed in which he did not comply. Individual [REDACTED] eventually went inside of the cell and became irate once his restraints were being removed by CO. [REDACTED] Individual [REDACTED] tried to exit out of the cell. CO. [REDACTED], CO. [REDACTED] and CO. [REDACTED] utilized force. Upper body control holds was utilized to secure individual [REDACTED] on the ground inside of the pen. The cell door was closed terminating the incident. EMS was activated individual [REDACTED] refused medical attention ACR # [REDACTED] (Refusal) and was returned to RNDC. This incident resulted in a UOF. This injury report was forwarded to RNDC for further evaluation. Individual [REDACTED] was seen on injury report #3203/23 on the date of Monday March 6th, 2023 by PA [REDACTED] in the RNDC Main Clinic.

Nature/ Reported mechanism of injury: Exam no injuries seen.

Treatment: Refuse

Disposition: Return to housing area

No Serious injury

Individual [REDACTED] was interviewed he refused to provide a written or verbal inmate statement for this incident which resulted in UOF # 1156/23.

In conclusion individual [REDACTED] refusing search procedures resulted in a UOF with DOC staff with no injuries.

If inmate was transported to a hospital, fill in hospital name here: _____

Medical's Final Disposition on injury Type: Serious Injury Non Serious Injury

Injuries Resulted From: Use of Force Allegation of a Use of Force Inmate on inmate Altercation Self Inflicted Accident Other (Explain) _____

Investigating Officer Signature: [REDACTED]	Rank/Title: [REDACTED] <i>[Signature]</i>	Shld/[REDACTED]	Date: 3/7/23
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Tour Commander's Review:

I CONCUR WITH THE ABOVE.

Tour Comm: [REDACTED]	Rank/Title: [REDACTED] <i>ADW</i>	Shield/ID#: [REDACTED]	Date: 3/7/23
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Deputy Warden's Review:

I CONCUR.

Signature: [REDACTED]	Rank/Title: [REDACTED] <i>ADW</i>	Shld/[REDACTED]	Date: 3/7/23
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Commanding Officer's Remarks :

I CONCUR.

Signature: [REDACTED]	Rank/Title: [REDACTED] <i>ADW</i>	Shld/[REDACTED]	Date: 3/7/23
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4CN 18

CORRECTION DEPARTMENT CITY OF NEW YORK				ATTACHMENT A	
REPORT AND NOTICE OF INFRACTION				Form: 6500A Rev.: 07/09/21 Ref.: Dir. #6500R-G	
Infraction #: 535-23	Institution: Brooklyn Courts	Date of Incident: 03/03/23	Time Infraction Written: 1500	Date of Report: 03/03/23	
Individual's Name (Last, First): [REDACTED]	B&C/Sentence #: [REDACTED]			NYSID #: [REDACTED]	
Location of Incident (Be Specific): Brooklyn Supreme Court	Housing Area Location: RNDC			Approximate Time of Incident: 1040 Hrs.	
Charge #: 109.10 ✓	Offense: Disrespect for Staff	Charge #: [REDACTED]	Offense: [REDACTED]		
120.10 ✓	Refusal to Obey a direct Order				
Reporting Official (Print Name, Rank and Shield #): [REDACTED], CO # [REDACTED]	Reporting: [REDACTED]				
Details of Incident (Include details as to How, When and Where Infraction was Committed): On Friday March 3rd, 2023 at approximately 1040 hrs in Brooklyn Supreme Court 3rd floor Male Search Pen I, CO. [REDACTED] assigned to the Basement Security Post on the 0700 x 1531 hr tour was escorting Individual [REDACTED] of RNDC from the Bus to the 3rd FL. Upon arrival Individual [REDACTED] was given a direct order by Captain [REDACTED] to Step inside of the Search Pen to be uncuffed in which he did not comply. Individual [REDACTED] eventually went inside of the cell and became irate once his restraints were being removed by CO. [REDACTED] Individual [REDACTED] tried to exit out of the cell behind CO [REDACTED]. I CO. [REDACTED], CO. [REDACTED] and CO. [REDACTED] utilized force. Upper body control holds was utilized to secure individual [REDACTED] on the ground inside of the pen. The cell door was closed terminating the incident. EMS was activated for both Staff and PIC.					
 You are entitled to a hearing for this infraction no sooner than twenty-four (24) hours after you are served with this notice. If you are a sentenced individual and you commit an infraction within twenty-four (24) hours prior to your discharge, and have not reached your maximum sentence expiration date, you may be served with charges and held for a hearing. The Department will make every effort to hold this hearing within three (3) business days of the service of this notice. This three (3) business day period excludes the day you are served, weekends, holidays, days you go to court (whether in person or via teleconference), days you are hospitalized or at a hospital attending a clinic, days you leave the facility for an attorney interview, days you are unavailable because you are transferred to another facility and days you are unavailable due to your absence from the facility for any purpose. The three (3) business day period is automatically extended by one (1) business day if you are transferred to another facility prior to your hearing (unless you are a Pre-Hearing Detention Individual). Commencement of a hearing after three (3) business days is at the discretion of the Adjudication Captain and is not barred by Department rules.					
At your hearing you have the following rights: 1. Right to appear personally, unless you waive your right to appear, refuse to attend the hearing or appear at the hearing and become disruptive. 2. Right to make statements. If you choose to remain silent, your silence cannot be used against you. If you make a statement, such statement cannot be used in a subsequent criminal trial unless you have been given a Miranda Warning and then voluntarily testify. 3. Right to present material evidence. 4. Right to present witnesses. 5. Right to the assistance of a Hearing Facilitator. 6. Right to an interpreter if you cannot communicate well enough in English. 7. Right to appeal.					
Within twenty-four hours of the Adjudication Captain reaching a decision of guilty, you will receive a copy of the "NOTICE OF DISCIPLINARY HEARING DISPOSITION" form informing you of the violation(s) you are found guilty of, the basis for that finding, the evidence relied upon and the penalty to be imposed. The following penalties are the maximum which may be imposed individually or in any combination: 1. Reprimand. 2. Loss of privileges. 3. Loss of good time if you are a sentenced inmate. 4. Punitive segregation for up to thirty (30) days per each applicable individual charge. 5. Restitution for intentionally damaging or destroying City property. A commissary restriction will be imposed on all inmates found guilty of a Grade I (14 day freeze) or Grade II (7 day freeze) offense. You have the right to appeal an adverse decision rendered by the Adjudication Captain.					
Interpreter Requested: <input type="checkbox"/> Yes (If yes, include what language) _____ <input type="checkbox"/> No					
Hearing Facilitator Requested: <input type="checkbox"/> Yes <input type="checkbox"/> No					
Witness(es) Requested: <input type="checkbox"/> Yes (If yes, include witness(es) Name, Book and Case Number (If inmate) or Shield/ID (If staff) and Location (if inmate) or Post (if staff)) <input type="checkbox"/> No					
Witness (Print Name): _____ B&C Number: _____ Location: _____					
Witness (Print Name): _____ B&C Number: _____ Location: _____					
Witness (Print Name): _____ B&C Number: _____ Location: _____					
Witness (Print Name): _____ Shield/ID Number: _____ Post: _____					
I certify that I received a copy of this notice:	Signature of Individual: <i>Refused</i>	Date: 3/7/23	Time: 2130		
Served by (Print Name, Rank and Shield #): <i>CAPT 2</i>	Signature: [REDACTED]	Server: [REDACTED]			
Refused to Sign for Notice: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Witness: [REDACTED]	[REDACTED]			

DISTRIBUTION: (SINGLE SIDED) COPY - NOTICE TO INDIVIDUAL (DOUBLE SIDED WITH FORM 6500B) COPY TO FACILITY

	CORRECTION DEPARTMENT CITY OF NEW YORK		ATTACHMENT B Form: 6500B Rev.: 07/09/21 Ref.: Dir. #6500R-G	
INVESTIGATION REPORT				
Please indicate which of the following items are part of the investigation:				
<div style="display: flex; justify-content: space-around;"> <div style="flex: 1;"> <input checked="" type="checkbox"/> Injury to Individual <input checked="" type="checkbox"/> UOF Reports <input type="checkbox"/> Red ID/Enhanced Restraint Placement <input type="checkbox"/> PHD (Specify where below) <input type="checkbox"/> Property Damage Report </div> <div style="flex: 1;"> <input type="checkbox"/> Photos <input type="checkbox"/> Drug Test Results <input type="checkbox"/> NIK Reports (U) <input checked="" type="checkbox"/> Witness Statements <input type="checkbox"/> Confidential Informant </div> <div style="flex: 1;"> <input type="checkbox"/> Mental Health Clearances <input type="checkbox"/> Other _____ </div> </div>				
Date Investigation Started: 03/03/23	Date Investigation Concluded: 03/07/23	Infraction #:		
INVESTIGATING OFFICIAL'S REPORT				
<p>Investigating official's report shall include observations and conclusions of the physical and documentary evidence. Identify each item and/or document evaluated. If individual was served more than three (3) business days after incident, state why. Attach 600AR if necessary. If results of investigation indicate that no disciplinary action is warranted, specify the reason(s) for not pursuing disciplinary action.</p> <p>My Investigation revealed the following; On Friday March 3rd, 2023 at approximately 1040 hrs in Brooklyn Supreme Court 3rd floor Male Search Pen CO. [REDACTED] assigned to the Basement Security Post on the 0700 x 1531 hr tour reported that he was escorting Individual [REDACTED] of RNDC from the Bus to the 3rd FL. Upon arrival Individual [REDACTED] was given a direct order by Captain [REDACTED] to Step inside of the Search Pen to be uncuffed in which he did not comply. Individual [REDACTED] eventually went inside of the cell and became irate once his restraints were being removed by CO [REDACTED]. Individual [REDACTED] tried to exit out of the cell behind CO [REDACTED]. CO. [REDACTED], CO. [REDACTED] and CO. [REDACTED] utilized force. Upper body control holds was utilized to secure individual [REDACTED] on the ground inside of the pen. The cell door was closed terminating the incident. EMS was activated for both Staff and PIC.</p>				
<p>Individual [REDACTED] was interviewed he refused to provide a written or verbal inmate statement for this incident, he was counseled that his behavior will result in disciplinary action for refusing Court Search Procedures which led to UOF # 1156/23 with DOC Staff. Individual [REDACTED] was returned back to his housing facility at RNDC after this incident.</p> <p>This writer recommends that individual [REDACTED] be charged with 120.10 Disobey a direct order, 109.10 Disrespect for Staff and this infraction be forwarded to the Adjudication Unit for a hearing.</p>				
<p>Statement of Individual Charged: Individual Alexander refused to provide a written or verbal statement for this incident.</p>				
Statement of Witness(es) - (If more witnesses, attach additional sheets)				
Witness Name (Last, First):		Rank/Title, Shield/ID (If staff) B&C#/Sentence# (If individual):		
<p>Statement (If none, state such):</p> 				
Witness Name (Last, First):		Rank/Title, Shield/ID (If staff) B&C#/Sentence# (If individual):		
<p>Statement (If none, state such):</p> 				
Was Individual Mirandized in connection with this Infraction?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Hearing Recommended?	
Individual transferred pending hearing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Where?			If PHD, check <input type="checkbox"/>	Date: _____ Time: _____
Investigating Officer (Print Name, Rank and Shield #):		Investigating Official (Print Name, Rank and Shield #):		

CORRECTION DEPARTMENT ATTACHMENT
CITY OF NEW YORK

D

HEARING REPORT AND NOTICE OF
DISCIPLINARY DISPOSITIONPage 1
of
2 PagesForm: 6500D
Eff.: 07/09/21
Ref.: Dir. 6500R-G

Infraction #:	535-23		Institution:	RnOC
Individual's Name (Last, First):			B&C/Sentence #:	NYSID #:
Location:	Brooklyn Supreme Court		Disposition Date:	3-16-23
Adjudication Captain (Print Name, Rank & Shield #):			Disposition Time:	1100 Hrs.
Folder #:	Hearing Start Date:	3-10-23	Hearing End Date:	3-10-23
Individual's Accompanying card indicates Individual Received Rule Book: <input type="checkbox"/> Yes <input type="checkbox"/> No				
Individual requested Witness(es): <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Waived <input type="checkbox"/> Request Granted <input type="checkbox"/> Denied (If waived, Individual must sign. If denied, state reason.)				
Reason: _____				
Individual requested Hearing <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Waived <input type="checkbox"/> Request Granted (If yes, Hearing Facilitator must sign. If waived, individual must sign.)				
Facilitator: Reason: _____				
Individual Requested Interpreter: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Waived <input type="checkbox"/> Request Granted <input type="checkbox"/> Denied (If yes, interpreter must sign. If waived, individual must sign. If denied, state reason.)				
Reason: _____				
If individual advised of right to remain silent was individual advised that statements could be used against him/her. <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable				
Special Situations				
Hearing in Absentia: <input type="checkbox"/> Individual Refused to Appear <input type="checkbox"/> Removed from Hearing Due to _____ Specify Reason _____				
Adjournment: <input type="checkbox"/> By Adjudication Captain Date Reconvened _____ ADW authorization beyond (5) business days _____				
<input type="checkbox"/> By Individual Waived Time Limits to Facilitate Adjournment (Individual Signature) _____				
Referral: <input type="checkbox"/> Security <input type="checkbox"/> Mental Health <input type="checkbox"/> Inspector General				
Individual Pled: <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty with an Explanation				
Summary of Individual's Testimony:				
<p>On Friday March 10th 2023 Individual [REDACTED] was interviewed at his hearing. Said inmate refused. Individual [REDACTED] was informed this hearing will take place without him present. Inmate continued to refuse and was in 4 central losack on pg 447 @0840 b/c/o [REDACTED] BWC [REDACTED]</p>				
The following witness(es) testified at your hearing. (If additional witnesses testified, attach additional sheets.)				
Witness Name (Last Name, First Name):		Rank/Title, Shield/ID # (if staff), B&C/Sentence # (if inmate):		
Witness Signature (Present at Hearing):				
Witness testified in the presence of the charged inmate: <input type="checkbox"/> Yes <input type="checkbox"/> No If no, state reason: _____				
Summary of Testimony: _____				
Testimony was: <input type="checkbox"/> Credited <input type="checkbox"/> Rejected Reason: _____				
Witness Name (Last Name, First Name):		Rank/Title, Shield/ID # (if staff), B&C/Sentence # (if inmate):		
Witness Signature (Present at Hearing):				
Witness testified in the presence of the charged inmate: <input type="checkbox"/> Yes <input type="checkbox"/> No If no, state reason: _____				
Summary of Testimony: _____				
Testimony was: <input type="checkbox"/> Credited <input type="checkbox"/> Rejected Reason: _____				

CORRECTION DEPARTMENT ATTACHMENT
CITY OF NEW YORK



**HEARING REPORT AND NOTICE OF
DISCIPLINARY DISPOSITION**

Page 2
of
2 Pages

Form: 6500D
Eff.: 07/09/21
Ref.: Dir. 6500R-G

DOCUMENTARY EVIDENCE (Where applicable)

Photograph of Injury:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6500FAT137F	Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Photocopy of Weapon:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	167RA	Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Reports - Specify Types:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	500GA (3)	Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Logbooks - Specify Types:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2VS-1	Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Infraction Investigation:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Physical Evidence (List):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Witness Statements (List Witnesses):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Shown to Individual : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

On this date and time following disposition was reached after a hearing on the charges listed below:

3-16-23

1100 hrs

Charge #	Dismissed	Penalty	Guilty	Not Guilty	Basis for Findings & Evidence Relied On
109.10		✓	✓	—	Details of the incident as reported by officer [REDACTED]
120.10	—	✓	✓	—	Investigating official const. [REDACTED] conclusion. Review of all listed submitted documents I conclude you are guilty of chgs 109.10 120.10

Commissary restriction for Grade I or Grade II offenses only: If yes: (select one)

Yes

No

Grade I (14 day freeze)

Grade II (7day freeze)

If you have been found guilty of multiple rule violations, these penalties will be served:

Consecutively

Concurrently

Infraction Dismissed: Yes No

Reason:

[REDACTED]

[REDACTED]

[REDACTED]

Pre-Hearing Detention Time Credit: _____ Days.

Adjudication Captain (Print Name) [REDACTED] Signature of Adju [REDACTED]

You have the right to appeal an adverse decision rendered by the Adjudication Captain within two (2) days of service of this decision. If you have been sentenced to a total of thirty (30) days of punitive segregation or loss of all your good time on any one (1) Notice of Disciplinary Disposition (6500D), you may file a petition for a writ under Article 78 of the CPLR. If you are sentenced to less than thirty (30) days punitive segregation or loss of less than all your good time, you may appeal that decision to the Warden of the facility where the infraction occurred.

I certify that I received a copy of this notice:	Signature of Individual :	B&C/Sentence #:	Date:	Time:
Served by (Print Name, Rank and Shield #):	Signature of Server:			
Refused to Sign for Notice: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Witnessed By:			


**CORRECTION DEPARTMENT
CITY OF NEW YORK**

INFRACTED INMATE REFUSAL TO TESTIFY
 Form: 6500R
 Rev.: 10/4/17
 Ref.: Dir. #6500R-D

 Page
 1 of 2
INFRACTION INFORMATION

Infraacted Inmate's Name:

Book

Infraction #:

535-23

Date of Incident:

3-3-23

NYSID #:

Institution:

Rmpe

Right to Testify
 (To be read to infraction inmate)

You have a right to be present at the disciplinary hearing for the infraction filed against you. You have the right to present evidence and witnesses on your behalf. Should you waive that right, the hearing will be conducted in your absence and you may be found guilty of the infraction. If found guilty, you may be subject to punitive segregation, the loss of good time credit, restitution, and/or privileges. Do you wish to appear at the disciplinary hearing?

 Yes No

Reason(s) for refusal to testify, if provided:

Inmate's Signature: RefusedOfficer's Signature: 

(I acknowledge that I read the above "right to testify" to the inmate.)

Name, Title, & Shield: Date: 3-10-23



**CORRECTION DEPARTMENT
CITY OF NEW YORK**

INMATE WITNESS REFUSAL TO TESTIFY

Form: 6500F
Rev.: 10/4/17
Ref.: Dir. #6500R-D

Page
2 of 2



INFRACTION INFORMATION

Infraacted Inmate's Name:

Infraction #:

Book & Case #:

NYSID #:

Institution:

B&C/NYSID #:

Last Name, First Name

do not wish to testify at the disciplinary hearing regarding the Infraction(s) specified above.

Reason(s) for refusal to testify:

(Large blank area for writing reasons)

Inmate's Signature: _____

Officer's Signature: _____

Officer's Name, Title & Shield # (print): _____

Date: _____



CITY OF NEW YORK - CORRECTION DEPARTMENT

FORM #5006-A

Eff. : 9/27/2017

USE OF FORCE REPORT

PART A

INSTRUCTIONS: PRINT ALL INFORMATION

To be completed by any member involved in a use of force incident.
Use attachments if additional space is needed and indicate Part and
Information Section # on each attached page.

DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT
AT THE SCENE? USED FORCE WITNESS/PRESENT AT THE SCENE

If WITNESS or only PRESENT, then complete PART A-1, NOT this report.

Facility:	Report Date:	Incident Date:	Incident Time:	Facility Incident #:	COD Use of Force #:	COD Unusual # if any:
SCW	03-03-23	03-03-23	1040			

Location Where Incident Occurred:	Post Assigned at Time of Incident:	Tour:
Brooklyn Supreme Court Pen	Court 4A	OBISX1446

Was Supervisor notified before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If YES, write in full NAME, RANK and SHIELD #:
1 [REDACTED] Captain Shield [REDACTED]	

Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #:	Time Notified:
2 [REDACTED] Captain Shield [REDACTED]	UPATOR 1030WS

State name(s) of inmate(s) against whom force was used:	Last Name	First Name	B&C or Sent. Number	Infraction Written?
3	1 [REDACTED]	[REDACTED]	[REDACTED]	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
	2 [REDACTED]	[REDACTED]	[REDACTED]	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):

Individual [REDACTED] refusing to step inside assigned available pen in Brooklyn Supreme after several direct orders were given to said individual by Brooklyn Supreme Supervisor and officers assigned to the court.

MAR 03 PM03:59

5 Were alternatives, such as verbal commands, attempted before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If YES, describe:
--	-------------------

Yes Several verbal commands were given to individual [REDACTED] to step inside the pen before force was used in which individual was refusing.

6 Describe the incident and the specific force used:
--

On March 03, 2023 I Correction Officer [REDACTED] assigned to Court 4A on the OBISX 1446 hrs tour was transporting Court productiv for Brooklyn Supreme. Upon individual arrival to Brooklyn Supreme Search pen, said individual [REDACTED] refused to step inside assigned pen, after several direct orders were given to him by Brooklyn Supreme Supervisor and staff assigned to the court. Brooklyn Supreme court supervisor ordered this writer and officers assigned to the court to escort said individual inside the pen at face frame. Said individual began resisting by pushing out of the pen towards the staff and fortunately officers that he was going to cut U.S. Tui writer ordered individual to stop resisting so that I can take off his shackles/ restraints. Said individual did not comply with this writers orders and continued

6 (Continued)

To aggressively push down the this writer direction, making verbal threats that he was going to cut up. Individual was placed on the floor and person was forced into further incident. This writer is writing this report based upon my recollection of the incident at this point. This writer had activated [REDACTED] 4A assigned to CLINIC 4 at transportation division.

7 Explain in detail why force was necessary to control the situation:

Said individual was not following several direct orders given to him by department or correctional staff.

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

The parts of the inmates body that force was applied was individuals arms, and no apparent injury sustained.

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

The supervisor that authorized it was present at the incident was CPT [REDACTED]

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? YES NO
If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			Used force after

1 attempting de-escalation.

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			Used force after

2 attempting de-escalation.

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			Used force after

3 attempting de-escalation.

11	Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, specify:
	Last Name
	First Name
	Book and Case or Sentence Number

12 Were you responsible for escorting the inmate(s) to the clinic? YES NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:13 Did you claim any injuries as a result of the incident? YES NO If YES, describe your injuries and how each was sustained:

This writer is claiming injuries to Blunt Shoulder, Right elbow and right wrist.

Submitted by (Print LAST NAME, FIRST NAME, RANK and SHIELD #): [REDACTED] S [REDACTED]
Correction Officer [REDACTED]

Interview Report (DOC Employee)

General Details

Case #: 1156/23

Investigator: [REDACTED]

Interview Date :4/19/2023 Start Time: 0929 hrs. End Time: 0954 hrs.

Interview Mode: Telephone In-Person

Location: Conference Room Investigation Division Headquarters

Person(s) Present at Interview: Inv. [REDACTED]

Voucher #: N/A

Remarks: N/A

Interview Report Date: 3/19/2023

Employee Interviewed

Name: [REDACTED] Involvement: Witness Subject

Shield: [REDACTED] Rank: CO

Command: Transportation Division Assignment: Clinic 4A

Exact Tour: N/A On Duty: Yes No In Uniform: Yes No

Statistical Data on the Person Interviewed

Birth Date: N/A Sex: M F Race: Other

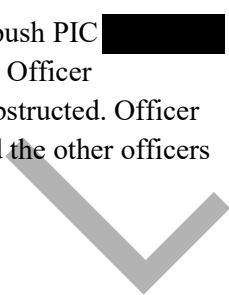
Height: N/A Weight: N/A

Hair Color: N/A Eye Color: N/A

Summary of Interview

On April 19, 2023, Officer Diaz was made subject of an MEO-16 interview. As per his testimony, on the date of the Use of Force Incident, he was assigned to his steady post at the Clinic 4A. He was responsible for escorting Persons in Custody (PIC) from the DOC transportation buses to the court production area on the 3rd floor of Brooklyn Supreme Court. He escorted PIC [REDACTED] from the bus to the court production area, when PIC [REDACTED] refused to enter a search pen. According to Officer [REDACTED], PIC [REDACTED] wanted to enter another holding pen with an acquaintance. DOC staff informed him that he could not enter that cell, and summoned the area supervisor, Captain [REDACTED]. Officer [REDACTED] then activated his body worn camera, because PIC Alexander refused orders, and Officer [REDACTED] anticipated he and the other officers would need to use force to secure PIC Alexander in the appropriate pen.

When PIC [REDACTED] attempted to leave the cell, Officer [REDACTED] recalled that DOC staff used force to push PIC [REDACTED] back into the pen, and then another officer fell to the ground with PIC [REDACTED]. He did not observe Officer [REDACTED] strike PIC [REDACTED], because he stood by the cell entrance and his view was obstructed. Officer [REDACTED] clarified that what he meant when he stated out loud "Good job. Good fucking job.", that he and the other officers did a good job securing PIC [REDACTED], and no one was injured.



	CITY OF NEW YORK - CORRECTION DEPARTMENT USE OF FORCE REPORT				FORM #5006-A Eff.: 9/27/2017									
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE?												
		<input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE												
		If WITNESS or only PRESENT, then complete PART A-1, NOT this report.												
Facility:	Report Date:	Incident Date:	Incident Time:	Facility Incident #:	COD Use of Force #:									
BKCT	3/3/23	3/3/23	approx 1040		COD Unusual # if any:									
Location Where Incident Occurred:		Post Assigned at Time of Incident:		Tour:										
3rd FL Search Pen		Basement Security		2X3										
1 Was Supervisor notified before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #: [Redacted]														
2 Which Supervisor was notified after the [Redacted] Time Notified: approx 1040														
3 State name(s) of inmate(s) against whom force was used: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;">1</td> <td style="width: 80%;">[Redacted]</td> <td style="width: 10%;">Infraction Written?</td> </tr> <tr> <td>2</td> <td>[Redacted]</td> <td><input checked="" type="checkbox"/> YES <input type="checkbox"/> NO</td> </tr> <tr> <td></td> <td>[Redacted]</td> <td><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</td> </tr> </table>		1	[Redacted]	Infraction Written?	2	[Redacted]	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		[Redacted]	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				
1	[Redacted]	Infraction Written?												
2	[Redacted]	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO												
	[Redacted]	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO												
4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):		<p style="margin-left: 20px;">On March 3 2023 In C.O. [Redacted] was escorting my inmate [Redacted] from the Bus to the 3rd FL Upon reaching the 3rd FL inmate [Redacted] was instructed to step in the Seven pen by Capt [Redacted] to be uncuffed in which he did not comply. This writer was operating camera [Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p>												
						MAR 03 PM05:20								
5 Were alternatives, such as verbal commands, attempted before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, describe:		<p style="margin-left: 20px;">[Redacted] was given several verbal commands to step back in to the search pen and stop trying to push out in which he did not comply.</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p>												
6 Describe the incident and the specific force used:		<p style="margin-left: 20px;">At approx 1040 Capt [Redacted] instructed [Redacted] C.O. [Redacted] to uncuff inmate [Redacted] in the Seven pen at which time said inmate tried to push past C.O. [Redacted] C.O. [Redacted] Capt [Redacted] [Redacted] myself that's when this writer grabbed inmate [Redacted] right arm and upper torso and took him to the floor that's when Capt [Redacted] instructed us to come out of the cell and close it in which we did. I am writing this report based upon my recollection of the incident at this point I am pursuant to the Use of Force Directive requesting an opportunity to review the video footage of the incident.</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p> <p style="margin-left: 20px;">[Redacted]</p>												

6 (Continued)

[Redacted lines]

[Redacted checkmark]

7 Explain in detail why force was necessary to control the situation:

Force was necessary, because inmate [REDACTED] was not compliant with direct orders and became aggressive and tried to push past and out of the search pen.

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

Right Arm Upper torso

9 [REDACTED]

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? YES NO
If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			Secured him to the

1 [REDACTED] (gloves)

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			Secured him to the

2 [REDACTED] (gloves)

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			giving Verbal Commands

3 Did any other inmates witness the incident? YES NO If YES, specify:

Last Name	First Name	Book and Case or Sentence Number
[REDACTED]		

12 Were you responsible for escorting the inmate(s) to the clinic? YES NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:13 Did you claim any injuries as a result of the incident? YES NO If YES, describe your injuries and how each was sustained:

Left hip

Submitted by (PRINT LAST NAME FIRST NAME RANK AND SHIELD #)

Signature: [REDACTED]

CITY OF NEW YORK - CORRECTION DEPARTMENT USE OF FORCE REPORT						FORM #5006-A	Eff.: 9/27/2017
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.			DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE If WITNESS or only PRESENT, then complete PART A-1; NOT this report.				
Facility: SCK	Report Date: 3/3/23	Incident Date: 3/3/23	Incident Time:	Facility Incident #:	COD Use of Force #:	COD Unusual # if any:	
Location Where Incident Occurred: 3rd floor search pen			Post Assigned at Time of Incident: 3rd floor security		Tour: TK3		
Was Supervisor notified before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #: [REDACTED]							
2	Which Supervisor was notified after the Incident? Write in full NAME, RANK and SHIELD #:					Time Notified:	
3	State name(s) of inmate(s) against whom force was used:						
	Last Name	First Name	B&C or Sent. Number	Infraction Written?			
1	[REDACTED]	[REDACTED]	[REDACTED]	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	[REDACTED]	[REDACTED]
2	[REDACTED]	[REDACTED]	[REDACTED]	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	[REDACTED]	[REDACTED]
4	Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):						
<p>On March 3, 2023 at approx 1035 I C.O. [REDACTED] assigned on the TK3 as 3rd floor security in Kings County Supreme Court observed inmate [REDACTED] [REDACTED] housed at RNDC Pacing back and forth in the corridor between the hallway with elevator and the cell area. [REDACTED] stated that he is known for beating up correction officer and to check out his record. [REDACTED] to pull an unidentified object out of his mouth. This writer [REDACTED] or body camera serial # on the front [REDACTED] Snicker on Back. Once [REDACTED] observed me turning on my body camera he placed the unknown object back into his mouth Area [REDACTED] was notified I.C.O. [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]</p> <p>[REDACTED] performed on the 3rd floor of Supreme Court Captain [REDACTED] ordered inmate [REDACTED] to step into the search pen. So the mechanical restraints could be removed. [REDACTED] spontaneously began to act an erratic manner by attempting to push out of the pen and stated he was not locking in no cell. Captain [REDACTED] gave several direct orders for to stop his behavior and step back into the pen. Stated if put into a pen with other inmates he is going to cut someone.</p> <p>[REDACTED] and the specific force used:</p> <p>[REDACTED] placed himself in between the cell door preventing any DOC staff from securing him inside of the holding pen. [REDACTED] was ordered to step out of the doorway so he could be secured inside of the holding pen I attempted to push said inmate into the holding pen by pushing on his left upper body to avail. He continued to attempt to push past this writer I.C.O. [REDACTED] then applied a control hold to his upper body to force him to the ground wrapping my arms around his front torso from behind as he continued to resist both me and [REDACTED] toppled to the floor through his attempt to break free of my hold. After toppling to the floor this writer attempted to restrain [REDACTED] on the floor as he continued to wiggle and attempt to throw me off onto the floor.</p>							

6 (Continued)

[REDACTED] stated that soon as he was going to cut this [REDACTED] This writer felt scared and felt the only way to Stop [REDACTED] aggression was to strike him in his upper torso with closed fist which inadvertently struck him in facial area which stopped his aggressive behavior momentarily. I was then ordered by Capt [REDACTED] to exit the cell to which I complied without further incident. I am writing this report based on my recollection of the incident at this point.

7 Explain in detail why force was necessary to control the situation:

Force was necessary to prevent injury to KOC Staff.

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

To his upper torso and facial area he appeared to have sustained no visible injuries.

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

Captain [REDACTED] ordered to secure inmate

Inside of secure pod

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? YES NO
If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			

1

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			

2

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]			

3

11	Did any other inmates witness the incident?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If YES, specify:
	Last Name	First Name	Book and Case or Sentence Number
	[REDACTED]	[REDACTED]	[REDACTED]
	[REDACTED]	[REDACTED]	[REDACTED]
	[REDACTED]	[REDACTED]	[REDACTED]

12 Were you responsible for escorting the inmate(s) to the clinic? YES NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:13 Did you claim any injuries as a result of the incident? YES NO If YES, describe your injuries and how each was sustained:

My left knee and left hip

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)	Signature
[REDACTED]	[REDACTED]

	CITY OF NEW YORK - CORRECTION DEPARTMENT				FORM #5006-A-1	Eff. : 9/27/2017																				
USE OF FORCE WITNESS REPORT					PART A-1																					
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.			DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE <small>If you used force, complete PART A, NOT this report.</small>																							
Facility: SCK	Report Date: 03/03/23	Incident Date: 03/03/23	Incident Time: 1040HRS	Facility Incident #:	COD Use of Force #: 1154/23	COD Unusual # if any:																				
Location Where Incident Occurred: SCK		Post Assigned at Time of Incident: SCK SUPERVISOR		Tour: 6X2																						
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 10%;">Last Name</th> <th style="width: 40%;">First Name</th> <th style="width: 50%;">Book and Case or Sentence Number</th> </tr> <tr> <td>1</td> <td></td> <td></td> </tr> <tr> <td>2</td> <td></td> <td></td> </tr> <tr> <td>3</td> <td></td> <td></td> </tr> </table>							Last Name	First Name	Book and Case or Sentence Number	1			2			3										
Last Name	First Name	Book and Case or Sentence Number																								
1																										
2																										
3																										
2 Did you see force used against an inmate(s)? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 10%;">Last Name</th> <th style="width: 40%;">First Name</th> <th style="width: 50%;">Book and Case or Sentence Number</th> </tr> <tr> <td>1</td> <td></td> <td></td> </tr> <tr> <td>2</td> <td></td> <td></td> </tr> <tr> <td>3</td> <td></td> <td></td> </tr> </table>							Last Name	First Name	Book and Case or Sentence Number	1			2			3										
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3																										
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 25%;">Last Name</th> <th style="width: 25%;">First Name</th> <th style="width: 15%;">Rank/Title</th> <th style="width: 15%;">Shield/ID Number</th> <th style="width: 10%;"></th> </tr> <tr> <td>1</td> <td></td> <td>CO</td> <td></td> <td><input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present</td> </tr> <tr> <td>2</td> <td></td> <td>CO</td> <td></td> <td><input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present</td> </tr> <tr> <td>3</td> <td></td> <td>CO</td> <td></td> <td><input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present</td> </tr> </table>							Last Name	First Name	Rank/Title	Shield/ID Number		1		CO		<input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present	2		CO		<input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present	3		CO		<input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present
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3		CO		<input checked="" type="checkbox"/> Used Force <input checked="" type="checkbox"/> Was a Witness / Present																						
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): <p>On Friday March 03, 2023 at approx.. 1040hrs I Capt. [REDACTED] assigned to Brooklyn Supreme Court Supervisor was summoned to 3 FL due to PIC [REDACTED] refusing to be secure in RNDC holding pen. After utilizing IPC, PIC [REDACTED] complied to be escorted to the search pen, once in the Pen, while CO [REDACTED] was attempting to remove the leg restraints PIC [REDACTED] became aggressive at which time I Capt. [REDACTED] instructed CO [REDACTED] stop exit and close the pen. PIC [REDACTED] then attempted to exit pushing the door and past CO [REDACTED].</p>																										
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: <p>While CO [REDACTED] attempting to exit the holding PIC spontaneously attempted to exit the pen resulting into the UOF.</p>																										
MAR 03 PM03:47																										
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): <p>On Friday March 03, 2023 at approx.. 1040hrs I Capt. [REDACTED] assigned to Brooklyn Supreme Court Supervisor was summoned to 3 FL due to PIC [REDACTED] refusing to be secured in RNDC holding pen. After utilizing IPC skills , PIC [REDACTED] complied to be escorted to the search pen, once in the Pen while [REDACTED] was attempting to remove the leg restraints PIC [REDACTED] became verbally aggressive stating that he will "cut staff and and other inmate when he gets out the cuffs". I Capt. [REDACTED] instructed CO [REDACTED] to stop removing the restrants, exit and close the pen. PIC [REDACTED] then attempted to exit pushing the door and past CO [REDACTED] at which time CO [REDACTED] along with CO [REDACTED] and CO [REDACTED] utilized upper body control holds to toward PIC upper torso area to secure PIC to the floor.PIC [REDACTED] was physically kicking and twisting and turning his body. This writer gave PIC several direct orders to stop resisting to no avail. Once secured I ordered CO [REDACTED] to release his control hold and exit the area. Once PIC [REDACTED] calmed down i ordered CO [REDACTED] and CO [REDACTED] to release thier control holds and exit the pen terminating the incident.</p>																										
Continued on Reverse Side																										

6 (Continued)



7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident.:
N/A

8 Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

Upper torso, both arms

9 Were you responsible for escorting the inmate(s) to the clinic?

YES NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

S



CITY OF NEW YORK - CORRECTION DEPARTMENT

FORM #5006-A-1

Eff. : 9/27/2017

USE OF FORCE WITNESS REPORT

PART A-1

INSTRUCTIONS: PRINT ALL INFORMATION

To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.

DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE?

 USED FORCE WITNESS/PRESENT AT THE SCENE

If you used force, complete PART A, NOT this report.

Facility:
SCKReport Date:
3/3/23Incident Date:
3/3/23Incident Time:
1040

Facility Incident #:

COD Use of Force #:

COD Unusual # if any:

Location Where Incident Occurred:

3rd Search pen

Post Assigned at Time of Incident:

3rd Floor male pens

Tour:

0700X153

1 Did any other inmates witness the incident?

 YES NO If YES, list #:

	Last Name	First Name	Book and Case or Sentence Number
1			
2			
3			

2 Did you see force used against an inmate(s)?

 YES NO If YES, state name(s) of inmate(s) against whom force was used:

	Last Name	First Name	Book and Case or Sentence Number
1			
2			
3			

3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:

	Last Name	First Name	Rank/Title	Shield/ID Number
1				
3				

4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):

FCO [REDACTED] assigned to Brooklyn Supreme Court
3rd floor male pens on March 3, 2023 on the 0700X153/
white, making a fuss

5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? YES NO If YES, describe:

Stop resisting

MPR 03 PMT:20

6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself):

This Writer Witness Captain [REDACTED] giving clear orders to inmate [REDACTED] to stop resisting staff and to comply with his orders. CPO [REDACTED] secured said inmate to the floor. Captain [REDACTED] instructed staff [REDACTED] was secured in the pen.

6 (Continued)

To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

Cagan

8 Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

the parts.)

9 Were you responsible for escorting the inmate(s) to the clinic?

YES NO

If YES, identify the approximate time the Inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

Signa

FROM: COMMISSIONER'S ORDER

MSG#: 40000000000000000000000000000000

TO :

SENT: 04/07/23

1351 HRS

PRIORITY: 2

SUBJ:

TELETYPE ORDER NO. [REDACTED]

DATE APRIL 07, 2023

TO COMMANDING OFFICERS, FACILITIES AND DIVISIONS

FROM LOUIS A. MOLINA, COMMISSIONER

SUBJECT PERSONNEL ORDERS - SUSPENSION FROM DUTY

1. THE BELOW LISTED MEMBER OF THE DEPARTMENT IS SUSPENDED FROM DUTY WITHOUT PAY, PENDING DISPOSITION OF CHARGES:

<u>NAME</u>	<u>RANK/TITLE</u>	<u>SCHILD NO.</u>	<u>ASSIGNMENT</u>
[REDACTED]	C.O.	[REDACTED]	BK.D.C.

2. SUSPENSION PERIOD:

FROM :	1051	HOURS,	04/07/2023
TO :	0001	HOURS,	04/14/2023

3. THE SUPERVISOR EFFECTING THE SUSPENSION OF THIS EMPLOYEE IS DIRECTED ENSURE THE EMPLOYEE IS AFFORDED A COPY OF DIRECTIVE NO. 7504R-B REGARDING PROCEDURES FOR EMPLOYEE ON SUSPENSION AND THE COMPLETION AND FORWARDING OF FORM 4511K 'NOTICE OF REVOCATION OF FIREARM PRIVILEGES' TO THE FIREARMS AND TACTICS UNIT, ATTN: SECRETARY OF THE FIREARMS REVIEW BOARD AS REQUIRED BY DIRECTIVE NO.4511R-B (FIREARMS POLICY AND PROCEDURES).

4. THE COMMANDING OFFICER BK.D.C. IS DIRECTED TO ENSURE THAT A CURRENT 'EMPLOYEES PERFORMANCE SERVICE REPORT' (FORM 22 R) IS FORWARDED VIA FAX BY 1200 HOURS THE NEXT BUSINESS DAY TO THE OFFICE OF ADMINISTRATION AT (718) 278-6102. THE ORIGINAL HARDCOPY IS TO FOLLOW VIA INTRADEPARTMENTAL MAIL (PONY) AS FOLLOWS:

OFFICE OF ADMINISTRATION
BULOVA CORPORATE CENTER
75-20 ASTORIA BOULEVARD - SUITE 90
EAST ELMHURST, NEW YORK 11370

5. THE COMMANDING OFFICER H.M.D. IS DIRECTED TO ENSURE PROMPT SUBMISSION OF THE COMMISSIONER'S '24 HOUR CONTAINING THE FACTS AND CIRCUMSTANCES REGARDING THIS SUSPENSION, AS BY SECTION III.C1.H. OF DIRECTIVE NO. 7504R-B .

6. THE COMMANDING OFFICER H.M.D. IS DIRECTED TO ENSURE PROMPT SUBMISSION OF THE APPROPRIATE MEMORANDUM OF COMPLAINT UNDER NO. [REDACTED] 4/23 IN ACCORDANCE WITH THE PROVISIONS OF OPERATIONS ORDER NO. 9/87, DATED MARCH 9, 1987.

7. RESTORATION OF THE ABOVE EMPLOYEE'S PRIVILEGE TO PURCHASE, POSSESS OR CARRY ANY FIREARM SHALL BE SUBJECT TO THE PROVISIONS OF DIRECTIVE NO.4511R-B

AUTHORITY:

OFFICE OF THE COMMISSIONER

LAM/MB

FROM: COMMISSIONER'S ORDER

MSG#: 45945

TO :

SENT: 04/11/23

1036 HRS

PRIORITY: 2

SUBJ:

TELETYPE ORDER NO. HQ [REDACTED]

DATE APRIL 11, 2023

TO COMMANDING OFFICERS, FACILITIES AND DIVISIONS

FROM LOUIS A. MOLINA, COMMISSIONER

SUBJECT PERSONNEL ORDERS - SUSPENSION FROM DUTY

1. THE BELOW LISTED MEMBER OF THE DEPARTMENT IS SUSPENDED FROM DUTY WITHOUT PAY, PENDING DISPOSITION OF CHARGES:

SUSPENDED EMPLOYEE

<u>NAME</u>	<u>RANK/TITLE</u>	<u>SHIELD NO.</u>	<u>ASSIGNMENT</u>
[REDACTED]	C.O.	[REDACTED]	BK.D.C.

2. SUSPENSION PERIOD:

FROM : 0943 HOURS, 04/8/2023
 TO : T.B.A. HOURS,

3. THE SUPERVISOR EFFECTING THE SUSPENSION OF THIS EMPLOYEE IS DIRECTED ENSURE THE EMPLOYEE IS AFFORDED A COPY OF DIRECTIVE NO. 7504R-B REGARDING PROCEDURES FOR EMPLOYEE ON SUSPENSION AND THE COMPLETION AND FORWARDING OF FORM 4511K 'NOTICE OF REVOCATION OF FIREARM PRIVILEGES' TO THE FIREARMS AND TACTICS UNIT, ATTN: SECRETARY OF THE FIREARMS REVIEW BOARD AS REQUIRED BY DIRECTIVE NO.4511R-B (FIREARMS POLICY AND PROCEDURES).

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OFFICE OF ADMINISTRATION
 BULOVA CORPORATE CENTER
 75-20 ASTORIA BOULEVARD - SUITE 90
 EAST ELMHURST, NEW YORK 11370

5. THE COMMANDING OFFICER I.D.
 IS DIRECTED TO ENSURE PROMPT SUBMISSION OF THE COMMISSIONER'S '24 HOUR CONTAINING THE FACTS AND CIRCUMSTANCES REGARDING THIS SUSPENSION, AS BY SECTION III.C1.H. OF DIRECTIVE NO. 7504R-B.

6. THE COMMANDING OFFICER I.D.
 IS DIRECTED TO ENSURE PROMPT SUBMISSION OF THE APPROPRIATE MEMORANDUM OF COMPLAINT UNDER NO. [REDACTED] IN ACCORDANCE WITH THE PROVISIONS OF OPERATIONS ORDER NO. 9/87, DATED MARCH 9, 1987.

7. RESTORATION OF THE ABOVE EMPLOYEE'S PRIVILEGE TO PURCHASE, POSSESS OR CARRY ANY FIREARM SHALL BE SUBJECT TO THE PROVISIONS OF DIRECTIVE NO.4511R-B

AUTHORITY:

OFFICE OF THE COMMISSIONER

LAM/MB